

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

205

FAO-M-49-2013

Date of Decision: May 16, 2016

CHARANJIT SINGH

-APPELLANT

VS

RAJWANT KAUR @ MANJEET KAUR

-RESPONDENT

**CORAM: HON'BLE MR. JUSTICE M. JEYAPPAUL
HON'BLE MR. JUSTICE RAJ MOHAN SINGH**

Present: Mr. Munish Mittal, Advocate
for the appellant.

Ms. Meenakshi Poswal, Advocate
for the respondent.

M. JEYAPPAUL, J. (ORAL)

On 12.10.2015, on the basis of the joint petition filed by both the parties, the petition originally filed under Section 13 of the Hindu Marriage Act was converted into one under Section 13-B of the Hindu Marriage Act, 1955.

Having resolved their matrimonial dispute amicably as they were not able to live together, the husband and wife suffered statements in the shape of affidavits in the first motion on 12.10.2015. The matter came up today for recording statement in second motion. Both of them suffered individual affidavits. The said affidavits were treated as statements during second motion. A sum of ₹5 lac has already been handed over by the husband to the wife in terms of the statement arrived at

between them. As per the agreement, the two children born out of the wedlock shall remain with the husband and the wife will not claim custody of the children from the husband.

The criminal cases pending as against the husband and his relatives have already been withdrawn by the wife.

In view of the fact that both the parties have amicably settled their matrimonial dispute and have expressed their willingness to part ways, the petition filed under Section 13-B of the Hindu Marriage Act for divorce by mutual consent is allowed and the marriage between the parties stands dissolved by a decree of divorce by mutual consent. Decree sheet be drawn accordingly.

(M. JEYAPPAUL)
JUDGE

16.05.2016
Jyoti Y.

(RAJ MOHAN SINGH)
JUDGE