

FAO-M-347-2014(O&M)

DATE OF DECISION:20.07.2016

MAJOR PARAS REHNI

...Petitioner

Versus

ABHA REHNI

...Respondent

**CORAM: HON'BLE MR. JUSTICE M.JEYAPPAUL.
HON'BLE MRS. JUSTICE SNEH PRASHAR**

Present: Major Paras Rehni, appellant in person.

Ms. Abha Rehni, respondent in person.

M.JEYAPPAUL, J.(ORAL)

Both the parties have compromised their matrimonial dispute. They have not varied from the original stand they have taken during first motion. Petitioner No.1 has already delivered the gold ornaments and other articles to the petitioner No.2. He has also no objection for withdrawal of the deposit of Rs.26 Lacs, he made in this Court and a sum of Rs.1,40,000/- in the Court of Chief Judicial Magistrate, Shimla by petitioner No.2 towards permanent alimony. He has also undertaken to withdraw the complaint given as against petitioner No.2 before the School Authorities and complaints given against petitioner No.2 and her father before Income Tax Department within 15 days from the date of this order.

Petitioner no.2 has received the gold ornaments and other articles from petitioner No.1 during first motion she has also agreed to receive a sum of Rs.26 Lacs lying deposited in this Court and a sum of Rs.1,40,000/- in the Court of Chief Judicial Magistrate, Shimla towards permanent alimony. She also undertakes to withdraw the complaint given against petitioner no.1 before

the Army Authorities within 15 days from today.

In the light of the settlement arrived at between the parties and also the statements suffered by them during first motion and second motion, we are of the considered view that petitioner No.1 and petitioner No.2 have not been able to live together as husband and wife and as a result of which they have mutually agreed that their marriage should be dissolved. We are also of the view that the averments in the petition as well as in the statements suffered by them are true. In view thereof a decree of divorce by mutual consent dissolving their marriage is granted with effect from the date of the decree. A sum of Rs.26 Lacs deposited by petitioner No.1 be returned by the Registry to Petitioner No.2. Petitioner No.2 is also entitled to receive Rs.1,40,000/- deposited by petitioner No.1, as per their mutual agreement.

Decree sheet be prepared.

(M. JEYAPPAUL)
JUDGE

(SNEH PRASHAR)
JUDGE

20.07.2016
Sunil Devi