

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

FAO-M-240-2015

Decided on : 05.02.2016

Priya

.... Appellant

VERSUS

Yudhir Arora

..... Respondent

CORAM: **HON'BLE MR. JUSTICE RAJIVE BHALLA**
HON'BLE MS. JUSTICE LISA GILL

Present: **Mr.Karan Vir Nanda, Advocate, with the appellant.**

Mr.N.S.Shekhawat, Advocate, with the respondent.

RAJIVE BHALLA, J. (ORAL)

Dr.Priya, the appellant and Yudhir Arora, the respondent,
are present with their respective counsel.

The appellant and the respondent state that they have resolved their differences and decided that the appellant shall withdraw her appeal, the findings that are scandalous or defamatory shall be expunged but judgment and decree dated 18.04.2015, passed by the Additional District Judge, Panchkula, shall be affirmed subject, however, to payment of Rs.22.5 lacs as permanent alimony, the guardianship and the custody of Shiboham, the minor child of the parties remain with the appellant and granting of visitation rights with regard to the minor as may be determined by this Court.

We have heard counsel for the parties and the parties,
who are present, considered their statements and while dismissing

the appeal as withdrawn, affirm the impugned judgment and decree in the following terms, agreed between the parties: -

1. The findings recorded in the impugned judgment and decree that are scandalous or defamatory vis-a-vis either party shall be deemed to have been expunged. The impugned judgment and decree dissolving the marriage is, however, confirmed.
2. A sum of Rs.22.5 lacs shall be paid, by way of two demand drafts, half in the name of the appellant as permanent alimony and half in the name of Shiboham, the minor son of the parties at the time of quashing of FIR No.334 of 2011, in a petition for quashing to be filed by the parties within 15 days from today.
3. The appellant agrees to make a statement in the quashing petition agreeing to the quashing of the FIR.
4. The custody and guardianship of the minor child of the parties shall remain with the appellant but the respondent shall be entitled to visitation rights. The appellant shall ensure the presence of Shiboham, their minor child, in the office of the Secretary, High Court Legal Service Committee, between 2 PM to 3 PM once in two months on the first Saturday commencing from 05.03.2016, 07.05.2016 and onwards.
5. The appellant and the respondent shall withdraw any complaint official or demi official, judicial or quasi judicial filed by them against each other or their family members before any Court or authority.
6. After a period of six months, the respondent may file an application for increase in the time of visitation and for allowing his parents to meet the minor.
7. The parties shall not initiate any litigation or

complaint against one another or their family members before any forum, judicial, quasi judicial or administrative.

8. The respondent shall return any original certificates/documents belonging to the appellant in his possession but if these certificates/documents are not in his possession, he shall address a letter to the appellant informing her of this fact, in which eventuality these documents shall be deemed to have been lost and shall entitle the appellant to certified copies of these certificates/documents from any office or authority that may be empowered to issue certified copies.

9. In case, parties do not abide by the terms and conditions of the settlement, the aggrieved party would be at liberty to seek revival of the appeal and any other proceedings that may have been withdrawn or compromised pursuant to this order and or seek further directions.

No order as to costs.

[RAJIVE BHALLA]
JUDGE

05.02.2016
shamsher

[LISA GILL]
JUDGE