

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

FAO-M-437 of 2015
Date of Decision: 15.07.2016

SURAJ KOCHHAR

....Appellant

Versus

BHUPINDER KOCHHAR

....Respondent

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

Present: Mr. Anil K. Sharma, Advocate
for the appellant.

Mr. Ranvir Sood, Advocate
for the respondent.

M. JEYAPPAUL, J.(Oral)

Party No.1 and Party No.2 have jointly filed petition under Section 13-B of the Hindu Marriage Act, 1955, of course, with the permission of this Court. They have suffered statements in the shape of individual affidavits during first motion on 13.01.2016. Today both of them appeared and they individually suffered statements in second motion in the shape of individual affidavits.

Party No.1 has undertaken to withdraw the criminal proceedings initiated by her against party No.2-Bhupinder Kochhar under the Domestic Violence Act. She has also undertaken that she will not bequeath, settle, alienate or encumber her share in property bearing House No.1681, Sector-4, Panchkula. In case any necessity arises for her to do so, she has undertaken to approach this Court and

her plea in respect there of may be disposed of by this Court after giving opportunity to the party No.2-Bhupinder Kochhar.

Party No.2 has undertaken to withdraw the writ petition he has filed challenging the award passed by the Permanent Lok Adalat, Panchkula.

It is found that both of them have been living separately since 2007. It is also found that they have not been able to live together. Therefore, they have mutually agreed that their marriage should be dissolved. We are of the considered view that the averments made in the petition filed by them under Section 13-B of the Hindu Marriage Act are true.

In view thereof, a decree of divorce declaring their marriage dissolved with effect from the date of the decree is passed. Decree sheet be prepared.

[M. JEYAPPAUL]
JUDGE

July 15, 2016
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[SNEH PRASHAR]
JUDGE