

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

Sr. No.236

FAO-52-M-2015(O&M)
Decided on : 12th February, 2016

Meena Singh**.... appellant.****VERSUS****Sarvesh Arora****.... Respondent.**

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

**Present: Mr. Rajeev Sharma, Advocate
for Mr. J.S. Dadwal, Advocate
for the appellant.**

**Mr. Ashwani Sharma, Advocate
for the respondent.**

RAJIVE BHALLA, J. (Oral)

The appellant challenges judgment and decree dated 04.12.2014 passed by the Additional District Judge, SAS Nagar (Mohali). The parties were referred to mediation where they have settled their dispute in the following terms:

- '1. That both the parties have agreed to divorce each other and agreed to accept the judgment and decree dated 04.12.2014 passed by the Court of Ld. Additional District Judge, SAS Nagar Mohali, granting divorce to the parties.
2. That Sarvesh Arora-Husband has agreed to give Rs.13.5 lacs as permanent alimony and maintenance to his wife Meena Chugh in lieu of divorce and the same offer has been accepted by wife Meena Chugh in full and final.
3. That Sarvesh Arora-husband has brought two demand drafts in the names and amounts as mentioned below and has given the same to the wife Meena Chugh, which she has accepted:-

- a) Demand Draft of Rs.3,50,000/- in the name of wife Meena Chugh Demand Draft No. 091029 dated 11.07.2015 is of State Bank of India, Palampur Branch (Himachal Pradesh).
- b) Demand Draft of Rs.10,00,000/- in the name of son Bhavya Demand Draft No. 091028 dated 11.07.2015 is of State Bank of India, Palampur Branch (Himachal Pradesh).
4. That it has been further agreed that no further maintenance and arrears of maintenance etc. in future shall be claimed by Meena Chugh- wife and her son 'Bhavya'.
5. That it has been further agreed that Meena Chugh-wife shall not lay any claim in future with regard to her son against Sarvesh Arora-husband of any kind or in property of Sarvesh Arora.
6. That it has been agreed between the parties that Meena Chugh-wife will withdraw the present FAO No. M-52 of 2015 and also withdraw the maintenance suit as well as complaint pending before the Women Cell Mohali. It has also been agreed that the husband Sarvesh Arora will withdraw all the complaints before the courts and banks as well as any other litigation filed by him against his wife-Meena Chugh.
7. It has been further agreed between the parties that neither party will indulge in filing any sort of complaint in future against each other or family members.
8. It has been further agreed between the parties that the husband Sarvesh Arora will have no objection to the removal of surname 'Arora' after the name of his son 'Bhavya' and he also will have no objection in correction of the name of Grandfather of son 'Bhavya from 'Sham Arora' to 'Radhey Shyam Arora'. The husband -Sarvesh Arora will cooperate and shall hand over the necessary documents in this regard to wife-Meena Chugh.
9. It has been further agreed between the parties that the custody of their child Bhavya will remain with the wife-Meena Chugh and the husband-Sarvesh Arora will not claim the custody of the child in future in any manner whatsoever. Further it has been agreed that the husband-Sarvesh Arora will not have any visiting rights to see his child 'Bhavya'.
10. The parties to the dispute undertake not to institute any unwanted litigation against each other. With the execution of the present compromise, entire dispute between the parties shall stand settled and both the parties shall be free to lead their life as per their own wishes.

Counsel for the appellant states that he has instructions to withdraw the appeal but the respondent may be directed to withdraw a

complaint that he has filed against the appellant in the Bank, where she is employed.

Counsel for the respondent states that the respondent shall forthwith, within a week withdraw the appeal.

In view of the settlement and the statement made by counsel for the parties, the appeal is dismissed as withdrawn by affirming judgment and decree dated 04.12.2014 passed by the Additional District Judge, SAS Nagar (Mohali).

In case the respondent does not withdraw the complaint, the appellant would be at liberty to approach this Court for further directions.

(RAJIVE BHALLA)
JUDGE

12th February, 2016
 jyoti III

(LISA GILL)
JUDGE