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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CONT.CAS(C) 1228/2016 & CM APPL. 43003/2016

ATUL KUMAR	 Petitioner
Through	Mr. Hameed S. Shaikh with
	Mr. Amar Pal and Mr. Pramod Kumar,
	Advocates
	versus
ARTI UPADHYAY	 Respondent
Through	None

CORAM:
HON'BLE MR. JUSTICE MANMOHAN

ORDER
21.11.2016

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Present contempt petition has been filed alleging wilful disobedience of the order dated 8th August, 2016 passed in HMA 687/15 (New No. 58997/16) whereby the petition filed under Section 9 of the Hindu Marriage Act, 1955 (for short "Act, 1955") by the petitioner-husband was disposed of in terms of the Memorandum of Understanding dated 19th July, 2016.

Learned counsel for the petitioner states that despite the aforesaid statement, respondent-wife has not withdrawn the complaint filed before the CAW Cell and, in fact, she filed an FIR under Section 498A/406/34 IPC.

Since the orders passed under the Act, 1955 are enforceable as a decree/ order made in exercise of original civil jurisdiction, present petition and application are disposed of with liberty to file proceeding for enforcement under Section 28A of the Act, 1955.

MANMOHAN, J**NOVEMBER 21, 2016**

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