

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

[Special Original Jurisdiction]

FRIDAY THE TENTH DAY OF FEBRUARY
TWO THOUSAND AND SEVENTEEN

PRESENT

HONOURABLE SRI JUSTICE SURESH KUMAR KAIT
AND
HONOURABLE SRI JUSTICE U. DURGA PRASAD

CIVIL MISCELLANEOUS APPEAL No. 1312 OF 2008

Between:

Laxmi Bai

...

Appellant/Respondent

V/s.

Chakradhar Narwade

...

Respondent/Petitioner



Counsel for the Appellant :

Sri O. Manohar Reddy

Counsel for the Respondent:

Sri S. Manik Prabhu

The court made the following:

[Judgment follows]

HONOURABLE SRI JUSTICE SURESH KUMAR KAIT

AND

HONOURABLE SRI JUSTICE U. DURGA PRASAD

CIVIL MISCELLANEOUS APPEAL No. 1312 OF 2008

JUDGMENT : { *Per the Hon'ble Sri Justice Suresh Kumar Kait* }

Aggrieved by the order and decree dated 07/08/2008

passed in OP.No. 18 of 2005 by the Senior Civil Judge, Nirmal,

Adilabad district, which was filed under section 13 (1) (i) of the

Hindu Marriage Act, seeking to pass a decree for divorce by

dissolving the marriage between the petitioner and respondent and

the marriage of the petitioner/husband was dissolved by a decree of

divorce w.e.f. 07/08/2008 against the respondent/wife, this Civil

Miscellaneous Appeal is filed.

2. The above CMA was admitted on 06/11/2008. On

07/11/2008 in CMA.MP.No. 2475 of 2008, this Court passed the

following order :

Prima facie, the decree of divorce granted by the lower court on the alleged intimacy cannot be sustained since the person with whom the appellant is alleged to have illegal intimacy has not been impleaded as a party. Hence, there shall be interim suspension as prayed.

3. On 03/11/2016, this Court referred the appeal to the Mediation and Arbitration Centre and directed the Registry to take steps in this regard and submit appropriate reports before the Court immediately on receipt of the same from the Mediation and Arbitration Centre.

4. Vide order dated 03/11/2016 referred supra, this Court directed the matter to be placed before the Mediation and Arbitration Centre and accordingly both parties appeared before the Mediator, Sri M. Ramana Reddy and after mediation with the parties, they have agreed for the following terms :

[a] That, both parties are convinced to live together in the same house along with other family members and Respondent/N. Chakradhar agreed to look after his wife Smt. Laxmi Bai and her children and to perform marriage of her daughter as per caste customs;

[b] Both the parties expressed their willingness to live together with immediate effect.

5. Keeping in view the letter ROC.No. 22/HC MAC/2017, dated 07/01/2017 of the Deputy Director, Mediation and Arbitration Centre, High Court of Judicature at Hyderabad and the Settlement Agreement through Mediation arrived between the parties, we hereby dispose of CMA.No. 1312 of 2008 as 'SETTLED', in MEDIATION CASE No. 364 OF 2016 at Mediation Centre, Adilabad, Adilabad district. No costs.

6. As a sequel, miscellaneous applications if any, pending in this Civil Miscellaneous Appeal shall stand disposed of.

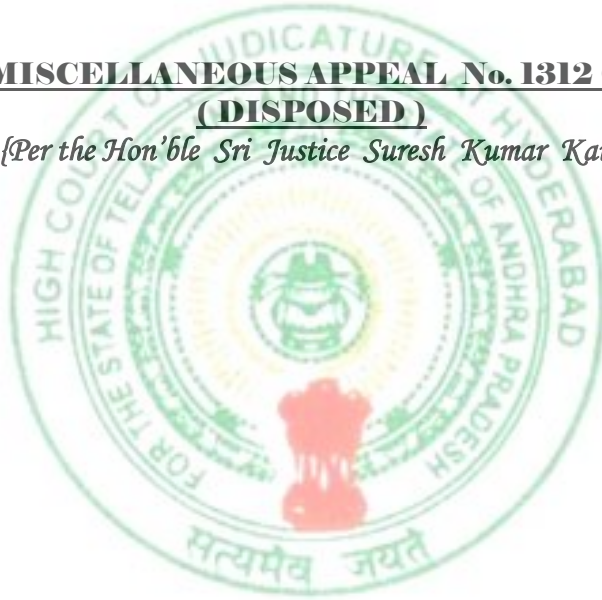
JUSTICE SURESH KUMAR KAIT

JUSTICE U. DURGA PRASAD

HONOURABLE SRI JUSTICE SURESH KUMAR KAIT
AND
HONOURABLE SRI JUSTICE U. DURGA PRASAD

CIVIL MISCELLANEOUS APPEAL No. 1312 OF 2008
(DISPOSED)

{Per the Hon'ble Sri Justice Suresh Kumar Kait}



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