

THE HONOURABLE SRI JUSTICE C. PRAVEEN KUMAR

And

THE HONOURABLE SRI JUSTICE P. KESHAVA RAO

F.C.A.M.P.No.367 of 2017

And

F.C.A.No.159 of 2014

ORDER: (per Hon'ble Sri Justice C.Praveen Kumar)

1) The appeal is filed against the judgment and decree dated 28.07.2014 passed in F.C.O.P.No.305 of 2010 on the file of the Judge, Family Court, Hyderabad.

2) The respondent herein filed F.C.O.P.No.305 of 2010 seeking a declaration to declare the Qula divorce OR triple talaq pronounced by the appellant/ husband on 10.12.2007, divorcing the respondent as illegal, arbitrary, void-abinitio and contrary to the law; and consequently declare the respondent as the legally wedded wife of the appellant. Vide judgment and decree dated 28.07.2014, the learned Judge, Family Court, Hyderabad, allowed the said O.P. Challenging the same the present appeal is filed by the appellant/ husband.

3) During pendency of the appeal, the appellant filed F.C.A.M.P.No.367 of 2017, along with a compromise memo. Today the appellant and respondent are present and both of them were identified by Sri Mohd. Adnan, Advocate. In the compromise memo filed along with the affidavit, it has been stated that the appellant

agreed to pay Rs.6,00,000/- to the respondent towards full and final settlement of all claims includes maintenance for the minor also. When examined, the respondent stated that she has received the entire amount and agreed to withdraw all the cases filed against the appellant.

4) In view of the above and having regard to the settlement arrived at between the parties, we deem it appropriate to dispose of the appeal in terms of the memorandum of compromise.

5) Accordingly, F.C.A.M.P.No.367 of 2017 is allowed. Consequently, F.C.A.No.159 of 2014 is disposed of in terms of the compromise and the order dated 28.07.2014 passed in F.C.O.P.No.305 of 2010 on the file of the Judge, Family Court, Hyderabad, is hereby set aside. The compromise memo shall form part of this order. Miscellaneous petitions, if any, pending in this appeal shall stand closed. There shall be no order as to costs.

C. PRAVEEN KUMAR, J

JUSTICE P. KESHA RAO

09.10.2017
gkv