

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

**FAO No. M-131 of 2009
Decided on : 30.05.2017**

Suman

... Appellant

Versus

Parveen Kumar

... Respondent

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

PRESENT: Mr. R.D. Yadav, Advocate
for the appellant.

Mr. Naresh Kumar, Advocate
for the respondent.

AJAY KUMAR MITTAL, J. (Oral)

Learned counsel for the appellant states that during the pendency of the present appeal before this Court, the matter was referred to the Mediation and Conciliation Centre of this Court, whereby, on 03rd February, 2017, the parties have entered into an Mediation Settlement Agreement for resolving their matrimonial dispute arising in the Hindu Marriage Act, 1955 (in short 'the Act').

2. It was further stated by learned counsel for the appellant that in terms of the aforesaid Settlement Agreement dated 03rd February, 2017, the parties have filed the petition under Section 13B of the Act before the trial Court for divorce by way of mutual consent, in which statements on first motion have been recorded.

3. In view thereof, it was prayed that the present appeal may be dismissed as withdrawn. However, it was prayed that liberty be given to the

appellant-wife to move an application for revival of the present appeal, in

case, the respondent-husband resiles from the settlement/agreement.

4. Dismissed as withdrawn. It is, however, made clear that the parties shall remain bound by the terms of the settlement/agreement dated 03rd February, 2017 and in case the respondent-husband resiles from making the statement on the second motion or any of the terms & conditions of the settlement/agreement, it shall be open for the appellant to move an application for revival of the present appeal.

(AJAY KUMAR MITTAL)
JUDGE

(HARINDER SINGH SIDHU)
JUDGE

May 30, 2017

J.Ram

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No