

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

F.A.O. No.1392 of 2017 (O&M)

Date of Decision: 13.12.2017

Neha Gupta

..... Appellant

Versus

Sachin Narula

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: None for the appellant-wife.

Mr. Kirpal Singh Thakur, Advocate for the respondent-husband.

JASWANT SINGH, J. (ORAL)

The appellant-wife is in first appeal directed against the order dated 10.01.2017, passed by learned District Judge, Mewat, whereby the application moved by the wife under Order 9 Rule 13 CPC for setting aside an *ex parte* divorce decree dated 17.10.2014, granted to the respondent/husband, has been dismissed.

Upon notice, the respondent-husband had put in appearance through his Counsel.

In view of the intention of the parties to settle their matrimonial dispute, they were granted some time and permitted to get their statements recorded before the Family Court/District Judge, Mewat.

A report dated 18.11.2017 has been received from the District & Sessions Judge, Mewat, which is at **Flag 'A'**. The report states that the parties have recorded their statements to the effect that they have resolved their differences and are now living together as husband and wife under one roof and further do not desire to pursue the present divorce proceedings. However, no formal compromise deed has been drawn up.

At the time of hearing, learned Counsel for the respondent-husband states that as per his instructions, he has no objection if the present appeal is allowed and both the aforesaid impugned orders i.e. order dated 10.01.2017, as also the *ex parte* decree of divorce dated 17.10.2014 are set aside.

In view of the statement made by learned Counsel for the respondent-husband at Bar, the present appeal is allowed and both the impugned orders i.e. order dated 10.01.2017, as also the *ex parte* decree of divorce dated 17.10.2014 are hereby set aside.

December 13, 2017

Gagan

(JASWANT SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No