

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

107+222

CM No.27088-CII of 2017 in/and
FAO No.M-432 of 2016

Date of Decision: December 20th, 2017

Avinash Rani

...Appellant

Versus

Anil Sharma

...Respondent

**CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH**

Present: Applicant-appellant, Avinash Rani in person with
Mr. Amrik Singh Kalra, Advocate.

Mr. S.D. Sharma, Senior Advocate
with Mr. K.R. Sharma and Mr. Kapil Sharma, Advocates
for the respondent.

M.M.S. BEDI, J. (ORAL)

Aggrieved by the decree of divorce granted to the respondent-husband, the wife has preferred this appeal.

During pendency of the appeal, the parties have entered into compromise Exhibit CX, copy of which has been placed on record. It has, *inter alia*, been agreed to between the parties that a sum of ₹80 lakh is to be paid by the husband to the wife for the user of wife and children born out of the wedlock. Sum of ₹40 lakh has already been paid. Remaining sum of ₹40 lakh is to be paid at the time of a future event i.e. marriage of the children of the parties.

Through the miscellaneous application filed today, request has been made to place on record copy of the compromise and to withdraw the appeal without prejudice to the right to revive the FAO in case of violation of the terms and conditions of the compromise.

Parties have undertaken to comply with all the terms of the compromise with liberty to revive the appeal in case of violation of any of the

conditions of the compromise.

The civil miscellaneous application No.27088-CII of 2017 is allowed.

The appeal is dismissed as withdrawn on the basis of compromise Exhibit CX with liberty to revive the appeal in case of violation of any of the conditions of the compromise.

Parties shall remain bound by the terms of the compromise Exhibit CX.

This order will remain operative till the date of marriage of both the children of the parties.

(M.M.S. BEDI)
JUDGE

December 20th, 2017
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No