

HON' BLE SRI JUSTICE C.PRAVEEN KUMAR

AND

HON' BLE SRI JUSTICE T.AMARNATH GOUD

FAMILY COURT APPEAL No. 95 of 2016

JUDGMENT:

The present appeal came to be filed under Section 19 of the Family Courts Act, assailing the order and decree dated 29.02.2016 in O.P.No. 224 of 2012 on the file of the Judge, Additional Family Court at Hyderabad, wherein the application filed by the appellant-husband for dissolution of marriage under Section 13(1)(ia) of the Hindu Marriage Act, was dismissed.

2. Pending appeal, the parties have entered into a Memorandum of Understanding dated 09.11.2017, and have also filed a joint memo dated 12.04.2018, which are placed on record. The parties are present before the Court today and they are identified by their respective counsel. When examined, the respondent-wife stated that she has settled the disputes with the appellant-husband with reference to the allegations made in the O.P and also for the permanent custody of the child, to which the appellant also agreed.

3. Having regard to the fact that the parties have entered into a Memorandum of Understanding, pursuant to which all the cases registered against either of them are withdrawn/ settled, we feel that in the interests of justice, as there is no possibility of the

appellant and respondent living together, and since the marriage between the appellant and the respondent is not fruitful, the same can be dissolved.

4. Having regard to the above, we order dissolution of marriage by consent between the appellant and the respondent, in terms of the Memorandum of Understanding dated 09.11.2017 and the joint memo dated 12.04.2018.

5. F.C.A is accordingly disposed of. Miscellaneous applications, if any, stand closed.

12.04.2018
DMG



JUSTICE C. PRAVEEN KUMAR

JUSTICE T. AMARNATH GOUD