

HON' BLE SRI JUSTICE C.PRAVEEN KUMAR

AND

HON' BLE SRI JUSTICE T.AMARNATH GOUD

FAMILY COURT APPEAL No. 151 of 2008

JUDGMENT:

The present appeal came to be filed assailing the order dated 23.06.2008, passed in F.C.O.P.No. 329 of 2006 on the file of the Judge, Family Court, Hyderabad, wherein the application filed by the appellant-husband under Section 13(1)(ia) of Hindu Marriage Act, was dismissed.

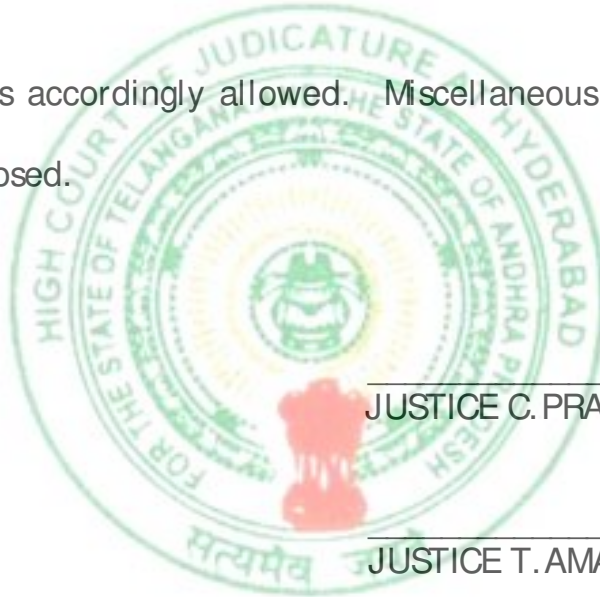
2. Pending appeal, both the parties have entered into a compromise, which led to filing of I.A.No. 2 of 2018, seeking to record the Memorandum of Compromise dated 21.03.2018, to enable dissolution of the marriage between the parties.

3. A perusal of the Memorandum of Compromise would show that both the parties have agreed for dissolution of the marriage, subject to condition of payment of Rs.20 lakhs to the respondent-wife. Today, a Banker's Cheque bearing No. 477413 for an amount of Rs.20,00,000/- (Rupees Twenty lakhs only), drawn on State Bank of India, Hyderabad, was handed over to the respondent-wife by the father of the appellant-husband, since the appellant is in Canada. When enquired, the respondent as well as the father of the appellant stated that the appellant and the respondent have settled all the matters out of court and they have no claim against

each other. It is also stated that the settlement arrived at is full and final between them. Further, both the parties have agreed for dissolution of the marriage.

4. Having regard to the compromise entered into between the parties; as both of them have been living separately and the possibility of reunion between them being very remote, we order dissolution of marriage by consent between the appellant and the respondent, in terms of the Memorandum of Compromise dated 21.03.2018.

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



JUSTICE C. PRAVEEN KUMAR

JUSTICE T. AMARNATH GOUD

18.04.2018
DMG