

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

FAO No.6145 of 2016 (O&M)

Date of Decision:01.11.2018

Sunita Sharma

. Appellant

Vs.

Om Parkash Sharma

. Respondent

**CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN
HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL**

Present: - Mr.Nitin Jain, Advocate, for the appellant.

Mr.Gaurav Sharma, Advocate, for the respondent.

RAKESH KUMAR JAIN, J. (ORAL)

This appeal is directed against the order dated 13.11.2015 by which petition filed under Section 9 of the Hindu Marriage Act, 1955 [for short 'the Act'] by the respondent-husband for restitution of conjugal rights was decreed and the order dated 19.9.2016 by which an application filed by the appellant-wife under Order 9 Rule 13 of the Code of Civil Procedure, 1908 was dismissed.

Learned counsel for the appellant-wife has submitted that since the appeal filed by the respondent-husband bearing FAO No.4194 of 2017 has been dismissed by this Court though on account of non-prosecution, the present appeal has become infructuous.

Dismissed as infructuous.

**(RAKESH KUMAR JAIN)
JUDGE**

**(ANUPINDER SINGH GREWAL)
JUDGE**

01.11.2018

Vivek

Whether speaking /reasoned : Yes/No

Whether Reportable : Yes/No