

FAO-M-29-2014(O&M)

[1]

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

FAO-M-29-2014(O&M)

Date of Decision: 20.11.2018

Seema

.Petitioner

Vs.

Ram Karan

. Respondent

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

Present: - Mr. S.S.Duhan, Advocate
for the appellant.

Mr.Dharamveer Phour, Advocate
for the respondent.

RAKESH KUMAR JAIN, J. (ORAL)

This appeal has arisen from the judgment and decree dated 02.12.2013 passed by the District Judge, Jind, by which a petition filed under Section 13 of the Hindu Marriage Act, 1955 by the appellant for seeking dissolution of his marriage was dismissed.

During the pendency of this appeal, this court had tried to resolve the dispute amicably by referring this case to the Mediation and Conciliation Centre of this Court but the Mediator has sent the case back with the failure report. Thereafter, the case was fixed for arguments after requisition of records and on 04.05.2015 it was admitted and ordered to be posted for hearing within a period of six months.

The appellant had filed an application for listing of the case but the said application was disposed of on the ground that the case was already on regular board. Thereafter, again an application was filed by the appellant for fixing an actual date of hearing in which notice was issued for today.

The respondent has put in appearance through Sh. Manoj K.Sharma, Advocate, who has filed his power of attorney. Respondent-Ram Karan is also present in court who is identified by Mr. Dharamveer Phour, Advocate. The respondent, who is present in court has submitted that he does not want to contest this appeal. We have asked the respondent categorically in this regard to which he has replied that the appeal may be allowed as he does not want to contest the same.

In view of the aforesaid circumstances, the main appeal is taken on board and is allowed as it has not been contested by the respondent. As a result thereof, the petition filed by the appellant under Section 13 of the Hindu Marriage Act, 1955 is hereby allowed and marriage of the appellant with the respondent is hereby dissolved by way of decree of divorce.

Decree sheet shall also be prepared.

(RAKESH KUMAR JAIN)

JUDGE

(ANUPINDER SINGH GREWAL)

JUDGE

November 20, 2018

Sunil Devi

Whether speaking /reasoned : Yes/No

Whether Reportable : Yes/No