

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

**CM No. 9528-CII of 2018 in/and
FAO-M-109 of 2015**

Date of decision: 11.05.2018

JYOTI

...Appellant

Vs.

SUNIL

...Respondent

**CORAM:HON'BLE MR. JUSTICE M.M.S. BEDI
HON'BLE MR. JUSTICE HARI PAL VERMA**

Present: Mr. Balkar Singh, Advocate for the appellant.

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

Vide judgment dated 08.01.2015 respondent had been granted a decree of divorce. Aggreieved by the same, the appellant-wife has preferred this appeal.

During pendency of the appeal, the matter was sent for mediation but the same could not be settled.

A misc. application (CM No. 9529-CII of 2018) has been filed by the appellant-wife for withdrawal of the appeal on the ground that the matter has been settled before the Metropolitan Magistrate (Mahila Court) Rohini Delhi and the parties have agreed to part company on payment of a sum of ₹ 2, 30,000/- to the appellant-wife by respondent-husband out of which a sum of ₹ 1 lac has already been received before the said Court on 02.05.2018. Copy of the order has been placed on record as Annexure A-1 indicating that matter had been

settled between the parties.

Advance copy of the misc. application had been supplied to the counsel for the respondent, Mr. S.P. Chahar, Advocate, however, respondent has not put in appearance.

The misc. application is allowed. The appeal is taken up for hearing today.

Dismissed as withdrawn without prejudice to the rights of the appellant to seek revival of the appeal in case of violation of any of the terms and conditions of the settlement by the respondent-husband.

(M.M.S. BEDI)
JUDGE

May 11, 2018
Poonam(II)

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No