

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

215

FAO-M-449 of 2015 (O&M)

Date of Decision:- 9.2.2018

Shiv Dyal Singh Dhillon

... Appellant

Versus

Sukhbir Kaur

... Respondent

**CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI
HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present:- Ms. Neha Bakshi, Advocate, for
Mr. Narinder Singh Luchky, Advocate, for the appellant.

Mr. Gurmeet Singh, Advocate, for the respondent.

M.M.S. BEDI, J.

Respondent-wife has been granted decree of divorce vide order dated 25.9.2015. The respondent has preferred the present appeal against the same.

The respondent was directed to pay a sum of ₹20,000/- to the respondent towards interim litigation expenses vide order dated 19.1.2017. Despite the case having been adjourned for 9.3.2017, 27.9.2017 and for 22.1.2018, counsel for the appellant had submitted that she did not have any instructions for payment of the said amount. As such, another opportunity, in the interest of justice, was granted to pay a sum of ₹20,000/-to the respondent-wife. Today Ms.Neha Bakshi, Advocate appearing on behalf of the appellant has submitted that she has instructions to state that the

respondent is not in contact with the counsel and is also reluctant to pay a sum of ₹20,000/- to the wife.

Taking into consideration the above said circumstances we are of the opinion that the appeal is merely a camouflage and the husband is not ready to contest the appeal. We have otherwise gone through the judgment and decree passed by the lower Court. The respondent-wife has been granted decree of divorce on the basis of cruelty which was to the extent of attacking the wife with an axe regarding which a DDR was lodged on 21.1.2011. The appeal is thus dismissed taking into consideration the merit as well as on account of default of the appellant noticed herein before.

Decree of divorce dated 25.9.2015, granted to the respondent-wife is hereby affirmed.

(M.M.S. BEDI)
JUDGE

(GURVINDER SINGH GILL)
JUDGE

February 9, 2018
mohan

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No