

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

FAO 6599 of 2017 (O&M)

Date of Decision: August 1, 2018

Shyam Singh

.....Appellant

Vs.

Smt. Savitri

.....Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL.

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Present: Mr.Mahesh Saxena, Advocate for the appellant.

Ms. Savitri, respondent in person.

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

Aggrieved by the decree of divorce granted to the respondent wife, the husband has preferred this appeal.

During the pendency of the appeal, an application under Section 24 of the Hindu Marriage Act has been filed by the respondent. The said application was allowed on May 31, 2018. The case was listed for today for clearance of the arrears of maintenance and payment of litigation expenses.

The appellant present in the Court with counsel has expressed inability to pay any maintenance. He has further expressed his desire to resume cohabitation with the respondent.

Attempt has been made for brining about reconciliation but on account of the conduct of the appellant, the respondent is apprehensive and has expressed that it is impossible for her to stay with the appellant.

At this stage, counsel for the appellant submits that appeal may be dismissed as withdrawn.

The appeal is dismissed as withdrawn as desired by the appellant without prejudice to the rights of the respondent to execute the order dated May 31, 2018 as per provisions of Section 36 CPC read with Order 21 Rule 11 (2) CPC. The legal rights of the child born out of the wedlock and staying with the respondent will also not be prejudiced on account of the decree of divorce dated September 5, 2017 which is affirmed.

(M.M.S. BEDI)
JUDGE

August 1, 2018
sanjay (ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/ reasoned:	Yes/ No.
Whether reportable:	Yes/No.