

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO-M No.116 of 2017 (O&M)

Date of Decision: 26.11.2018

Anjna @ Ruby

..... Appellant

versus

Sandeep Kumar

..... Respondent

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

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

Mr. S. K. Verma, Advocate
for the respondent.

RAKESH KUMAR JAIN J.(ORAL)

This appeal has arisen from the judgment and decree dated 02.03.2017 passed by the learned Additional District Judge, Jind by which the petition filed under Section 13 of the Hindu Marriage Act, 1955 (hereinafter referred to as 'the Act') by the respondent-husband for the dissolution of his marriage by a decree of divorce was allowed.

During the pendency of the appeal, both the parties have entered into a settlement which was reduced into writing on 18.01.2018 as per which they have decided to part ways by obtaining a decree of divorce by mutual consent. Accordingly, they have filed application for permission to convert the proceedings of this appeal into a petition under Section 13-B of the Hindu Marriage Act, 1955. The joint petition was taken on record vide order dated 16.02.2018. The statement of both the parties was recorded at the first motion stage and the case was adjourned

to 20.08.2018 for recording the statements of the parties at the second motion stage.

Today, the respondent-husband has handed over a demand draft of ₹ 1,25,000/- to the appellant-wife in Court towards the full and final settlement.

We have categorically asked both of them about their intentions on dissolution of their marriage by way of mutual consent to which they have expressed their willingness. In view thereof, the statement of both the parties at the second motion stage is recorded separately and taken on record.

In view thereof, the petition filed under Section 13-B of the Act is hereby allowed and the marriage of the parties to the lis, performed on 14.03.2012 is hereby dissolved by a decree of divorce by mutual consent. The parties shall remain bound by their statements.

Decree sheet be prepared accordingly.

(RAKESH KUMAR JAIN)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

26.11.2018
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No