

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

217

**FAO-M-326-2016 (O&M)
Date of Decision : 07.05.2019**

Ritesh Sangar

... Appellant

Versus

Rabia Sangar

...Respondent

**CORAM:HON'BLE MR. JUSTICE RAKESH KUMAR JAIN
HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

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

Mr. Inderjit Singh, Advocate for the respondent.

RAKESH KUMAR JAIN, J.(ORAL)

This appeal has arisen from the judgment and decree dated 05.04.2016 by which the petition under Section 13 of the Hindu Marriage Act, 1955 (for short 'the Act') filed by the appellant-husband was dismissed.

Counsel for the respondent has informed the court that the parties have entered into a compromise in order to part ways finally and filed a petition under Section 13-B of the Act before the trial court at Pathankot.

In view thereof, counsel for the appellant prays for withdrawal of this appeal but with the prayer that in case the decree of divorce by way of mutual consent is not granted then he may be allowed to revive this appeal by filing an application.

Ordered accordingly.

Appeal is hereby dismissed as withdrawn but with the rider that in case the petition filed under Section 13-B of the Act do not succeed then the appellant may file an application for revival of this appeal.

**(RAKESH KUMAR JAIN)
JUDGE**

**(HARNARESH SINGH GILL)
JUDGE**

07.05.2019

pooja saini

Whether speaking/reasoned?

Whether reportable?

Yes/No

Yes/No