

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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FAO No.4430 of 2018 (O & M)
Date of Decision: 24.01.2019

Joni

.....Appellant

Vs.

Kamaljit @ Komal

..... Respondent

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

Present: - Appellant in person.

Mr. Viabhav Sehgal, Advocate
for the respondent.

RAKESH KUMAR JAIN, J. (ORAL)

The appellant is present in Court and has prayed for withdrawal of the present appeal.

This appeal has arisen from the judgment and decree dated 21.04.2018 passed by the learned District Judge (Family Court), Shaheed Bhagat Singh Nagar by which petition filed under Section 9 of the Hindu Marriage Act, 1955 ('Act' - for short) by the appellant-husband for seeking restitution of conjugal rights was dismissed.

At the time of issuance of notice, the appellant-husband was directed to pay ₹25,000/- towards interim litigation expenses to the respondent-wife. The case thereafter has been adjourned for three times but so far the said order has not been complied with, rather today, the prayer is made for withdrawal of the main appeal.

On the request of the appellant, who is appearing in person in Court, the main appeal is hereby dismissed as withdrawn.

The respondent is still at liberty to recover the amount of litigation expenses as directed by this Court in accordance with law.

(RAKESH KUMAR JAIN)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

24.01.2019
A.Kaundal

Whether speaking /reasoned : Yes/No

Whether Reportable : Yes/No