

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

FAO-M No. 217 of 2018 (O&M)
Date of Decision: 25.3.2019

Narinder Kaur

.....Appellant

Vs.

Gurpreet Singh

.....Respondent

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

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

Ms. Sarika Gupta, Advocate
for the respondent.

RAKESH KUMAR JAIN, J. (ORAL)

This appeal is preferred by the appellant-wife who had herself filed the petition under Section 13 of the Hindu Marriage Act, 1955 for dissolution of her marriage by a decree of divorce. In the said petition, the respondent was proceeded against *ex parte* and thereafter, considering the *ex parte* evidence led by the appellant, decree was passed in her favour. Aggrieved against the said decree, the present appeal has been filed on the pretext that a fraud has been played by the respondent as she was induced to file the petition to obtain *ex parte* divorce from him so that he may get PR in Australia.

Be that as it may, since the appeal itself is not maintainable, therefore, the appellant prays for withdrawal of the appeal in order to

challenge the judgment and decree, in accordance with law.

Dismissed as withdrawn with liberty aforesaid.

(RAKESH KUMAR JAIN)
JUDGE

(HARNARESH SINGH GILL)
JUDGE

March 25, 2019
Gurpreet

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