

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

FAO-M-6583-2019

Date of decision : 31.10.2019

Mohit Kumar

....Appellant

V/s

Doli

....Respondent

**CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA
HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present: Mr. Vivek Khatri, Advocate for the appellant.

RAJAN GUPTA J.

Present appeal is directed against the order passed by Principal Judge Family court, Kurukshetra whereby petition of petitioner no. 1 has been ordered to be dismissed as withdrawn. It appears that a joint petition under section 13-B of the Hindu Marriage Act, 1955 was presented before the court for dissolution of marriage. Both parties deposed at the first motion. At the stage of second motion, however, petitioner no. 1 namely Doli stated that she did not want to get divorce from petitioner no. 2. As such, she withdrew her consent. In such a circumstance, trial court was left with no option but to dismiss the petition as withdrawn. We find no reason to interfere in appellate jurisdiction. Dismissed.

(RAJAN GUPTA)
JUDGE

October 31, 2019

Ajay

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No