

CM-7926-CII-2020
CM-7928-CII-2020 in/and
FAO No.718 of 2020
Date of decision: 21.08.2020

Kimi

...Appellant

Versus

Shubham Grover

...Respondent

Coram: **Hon'ble Mr. Justice Rakesh Kumar Jain**
 Hon'ble Mr. Justice Ashok Kumar Verma

Present: Mr. Vikram Singh, Advocate
 for the applicant/appellant.

 Mr. Amit Dhawan, Advocate
 for the non-applicant/respondent.

...

Rakesh Kumar Jain, J. (Oral)

Case taken up through Video Conferencing.

CM-7926-CII-2020

This application is filed for seeking exemption from filing certified copy of compromise dated 16.08.2020 (Annexure A-1).

Application is allowed and the document as Annexure A-1 is taken on record.

CM-7928-CII-2020

This application is filed under Order 23 Rule 3 read with Section 151 CPC for withdrawal of the appeal in view of the compromise dated 16.08.2020.

Counsel for the applicant/appellant has submitted that a decree of divorce was granted by the Family Court, Karnal on 16.12.2019 to the respondent.

In this appeal, notice of motion was issued on 15.01.2020 and

operation of the impugned judgment of the Family Court was Stayed. It is submitted that during the pendency of this appeal, the parties have entered into a compromise as per which the respondent-husband had to pay ₹15,00,000/- (Rupees fifteen lakhs only) to the appellant-wife. It further submitted that in view of the compromise, the appellant has to withdraw the appeal and give effect to the decree dated 16.12.2019 passed by Family Court, Karnal.

At this stage, counsel appearing on behalf of the respondent-husband has also put in appearance and testified the aforesaid compromise deed dated 16.08.2020 (Annexure A-1). It is an admitted fact that an amount of ₹15,00,000/- (Rupees fifteen lakhs only) has already been paid by the respondent to the appellant.

In view of the aforesaid facts and circumstances, the present application is hereby allowed and the main case is taken up for hearing today itself.

FAO-718-2020

In view of the compromise dated 16.08.2020 (Annexure A-1), the present appeal is, hereby, dismissed as withdrawn.

[RAKESH KUMAR JAIN]
JUDGE

[ASHOK KUMAR VERMA]
JUDGE

21.08.2020

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