

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

**CM-10821-CII of 2020 in/and  
TA No. 542 of 2019 (O&M)  
Date of Decision: 23.12. 2020.**

Babita Rani

..... Applicant.

**Versus**

Harpreet Singh

..... Respondent

**CORAM:- HON'BLE MRS.JUSTICE LISA GILL**

Present: Mr. Abhimanyu Batra, Advocate  
for the applicant (respondent in CM No. 10821-CII of 2020).

Mr. Nitin Sachdeva, Advocate  
for the respondent (applicant in CM No. 10821-CII of 2020).

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**LISA GILL, J.**

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

CM No. 10821-CII of 2020 has been filed by the respondent-husband for vacation of interim stay granted vide order dated 03.07.2019 passed in this transfer application. In the transfer application, applicant/wife has sought transfer of the petition under Section 11 of the Hindu Marriage Act, 1955 (for short 'Act'), filed by the respondent against her at Family Court, Ludhiana.

It is submitted that during pendency of this petition, matter has been compromised between the parties on 11.12.2020 with intervention of elders and respectables. Terms and conditions of settlement are attached as Annexure R-3. Parties have decided to resume cohabitation and it is agreed that the respondent-husband shall withdraw the petition under Section 11 of the Act, filed by him at Family Court Ludhiana. Learned trial Court had been directed to adjourn the case

to the date beyond the one fixed in this petition as per order dated 03.07.2019. It is due to this reason that present application has been filed.

Notice of the application.

Mr. Abhimanyu Batra, Advocate, accepts notice on behalf of the applicant/wife (non-applicant in CM No. 10821-CII of 2020).

Factum of settlement between the parties, terms of which were reduced into writing on 11.12.2020, is affirmed and verified by learned counsel for the wife.

Learned counsel for the wife, submits that in view of the compromise arrived at between the parties, present transfer application may be permitted to be withdrawn, at this stage, with liberty to the applicant/wife to move an appropriate application, in case, the respondent does not adhere to the terms and conditions of the settlement.

Keeping in view the facts and circumstances and at request of learned counsel for the parties, hearing of the transfer application is preponed from 07.01.2021 for today itself. Annexure R-3, is taken on record subject to just exceptions and CM No. 10821-CII of 2020 is disposed of.

In view of the compromise arrived at between the parties on 11.12.2020 (Annexure R-3), TA No. 542 of 2019 is dismissed as withdrawn, at this stage. Needless to say, in case, the terms and conditions of the settlement arrived at between the parties are not adhered to, the applicant/wife shall be at liberty to move appropriate application in this petition.

**December 23, 2020.**

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**( LISA GILL )  
JUDGE**

Whether speaking/reasoned:  
Whether reportable:

Yes/No  
Yes/No