

HIGH COURT OF CHHATTISGARH, BILASPUR

- Arup Kumar Pradhan S/o Late Bhagat Pradhan Aged About 36 Years R/o Village And Police Station Aska , Post Office Khammeshwari Patna District Ganjam Orissa , Presently R / O At House No. LIG 585, Chhattisgarh Housing Board Kohka , Police Station Supela, Bhilai Tahsil And District Durg Chhattisgarh.

Versus

- Smt. Jhilli Pradhan W/o Arup Kumar Pradhan Aged About 23 Years R/o Through D/o Akhe Patro , Village / Post Bohari , Police Station Gangapur , District Ganjam Orissa.

---- Respondent

For Appellant :- Mr. Pankaj Agrawal, Advocate

Hon'ble Shri Justice Prashant Kumar Mishra
Hon'ble Smt. Justice Rajani Dubey
Order On Board

By

Prashant Kumar Mishra, J.

08/02/2021

1. Heard.
2. Since appellant's application under Section 13 of the Hindu Marriage Act, 1955 was preferred before expiry of one year period from the date of grant of decree for restitution of conjugal rights, the suit was dismissed as the same was preferred before the expiry of the statutory period.

3. In the above circumstances, learned counsel for the appellant prays for and is permitted to withdraw the appeal with liberty to prefer fresh suit for grant of divorce.
4. Accordingly, the appeal is dismissed as withdrawn with the liberty prayed for.

SD/-

(Prashant Kumar Mishra)
Judge

SD/-

(Rajani Dubey)
Judge

Ayushi