

THE HON'BLE THE CHIEF JUSTICE HIMA KOHLI
AND
THE HON'BLE SRI JUSTICE B. VIJAYSEN REDDY

F.C.A.No.16 of 2021

JUDGMENT: (Per the Hon'ble the Chief Justice Hima Kohli)

1. The appellant/wife is aggrieved by the judgment and decree dated 28.12.2020 passed by the learned Family Court in F.C.O.P.No.183 of 2016 granting a decree of divorce in favour of the respondent/husband. The marriage of the parties was solemnised on 01.03.2015. There is no issue from the marriage. They had separated in the year 2015 itself.

2. On the last date of hearing, we had requested the parties to log into the hearing. Today, both the parties are present along with their respective counsel and inform the court that they have arrived at an out of court settlement only this morning whereunder, the respondent/husband has agreed to pay a sum of Rs.20,00,000/- to the appellant/wife, in full and final settlement of all her claims against him, within two weeks from today.

3. Learned counsel for the appellant/wife states on instructions from his client, who is present in the hearing, that she has agreed to receive the aforesaid amount from the respondent/husband in full and final settlement and will not be left with any claim against him or his family members, if the said amount is paid to her within two weeks.

4. Both parties state that they will file their respective affidavits, undertaking *inter alia* to abide by the terms and conditions of the settlement recorded hereinabove and request this court to close the present appeal.

5. In view of the submission made by the parties, who have logged into the hearing along with their respective counsel and state that they have arrived at an out of court settlement, whereunder the respondent/husband has agreed to pay a sum of Rs.20,00,000/- to the appellant/wife within two weeks, the first instalment of Rs.10,00,000/- payable on or before 16.06.2021 and the remaining sum of Rs.10,00,000/- on or before 23.06.2021, no further dispute survives for adjudication between the parties. The appellant/wife has agreed to accept the decree of divorce granted by the learned Family Court in favour of the respondent/husband. The parties are bound down by the terms and conditions of the settlement.

6. The present appeal is disposed of as not pressed along with the pending applications, if any.

HIMA KOHLI, CJ

B. VIJAYSEN REDDY, J

11.06.2021
JSU/PLN