

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

FAO-M-299-2018 (O&M)
Date of decision: 18.11.2021

Sunil Kumar

... Appellant (s)

Versus

Seema

... Respondent

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. Sushil Jain, Advocate,
for the appellant.

Mr. Naveen Upadhyay, Advocate,
for the respondent.

RITU BAHRI, J. (Oral)

Case has been heard through video conferencing on account of
COVID-19 Pandemic.

Mr. Sunil Kumar-Appellant and Seema-respondent is present in
Court today. Their statements have been separately recorded.

As per agreement recorded in the order dated 2.11.2021,
counsel for the appellant has handed over two demand drafts bearing
No.001353 and 001354 dated 15.11.2021 each in the sum of ₹ 3,25,000/- in
favour of Seema and her daughter Tejal, to Seema in Court today.

In view of above, CM-12731-CII-2021 is being allowed and
this petition is converted into a petition under Section 13-B of Hindu
Marriage Act for divorce by way of mutual consent.

CM-12732-CII-2021

Keeping in view the fact that all the conditions of the divorce

PARITOSH KUMAR by way of mutual consent have been complied with today itself, period of 6
2021.11.22 14:20
I attest to the accuracy of
this order

months stipulated under Section 13-B Sub Clause (ii) of Hindu Marriage Act, 1955 is being waived off in terms of judgment of Hon'ble Supreme Court in **Civil Appeal No.11158 of 2017; Amardeep Singh v. Harveen Kaur.**

Present CM stands allowed accordingly.

CM-12734-CII-2021

Parties have placed on record compromise agreement Annexure A-1 which has been duly signed by both the parties and as per the conditions, two demand drafts each in the sum of ₹ 3,25,000/- is agreed to be paid to Seema and her daughter Tejal as permanent alimony and as per agreement (Annexure A-1), the revision petition filed in the Court of learned Additional Sessions Judge, Chandigarh against the judgment dated 5.2.2020 whereby party No.1 (Sunil Kumar) was acquitted, shall be withdrawn by her. Seema-respondent is also agreed to withdraw the petition filed under Section 127 of Cr.P.C. for enhancement of maintenance passed by District Court, Chandigarh.

Main case

Keeping in view the above facts and circumstances, the present appeal for divorce is allowed and order dated 24.7.2018 passed by Addl., District Judge, Panchkula is set aside. Decree sheet be drawn accordingly.

Pending applications, if any, stand disposed of.

**(RITU BAHRI)
JUDGE**

**(KARAMJIT SINGH)
JUDGE**

November 18, 2021

Paritosh Kumar

PARITOSH KUMAR
2021.11.22 14:20
I attest to the accuracy of
this order

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

213 FAO-M-299-2018
SUNIL KUMAR VS SEEMA

Statement of Sunil Kumar aged 30 years son of Shri Subhash Chand
resident of House No.1388, Sector 11, Panchkula
Aadhar No.5642 3712 7699

Stated that I am resident of the above mentioned address. I have
complied with all the conditions of the compromise Annexure A-1 and as
per compromise, two demand drafts No.1353 and 1354 dated 15.11.2021
each in the sum of ₹ 3,25,000/- issued in favour of Seema and my daughter
Tejal have been handed over to Seema in Court today. I will be bound by all
the conditions of compromise Annexure A-1.

RO & AC

(RITU BAHRI)
JUDGE

(Sunil Kumar)

(KARAMJIT SINGH)
JUDGE

November 18, 2021
Paritosh Kumar

Identified by

(Sushil Jain)
Advocate

213 FAO-M-299-2018
SUNIL KUMAR VS SEEMA

Statement of Seema wife of Sunil Kumar daughter of Shri Madan Lal
resident of House No.2919, Sector 20-C, Chandigarh.
Aadhar No.3039 0848 7605

Stated that I am resident of the above mentioned address. I and
my husband have complied with all the conditions of the compromise
Annexure A-1 and as per compromise, two demand drafts No.1353 and
1354 dated 15.11.2021 each in the sum of ₹ 3,25,000/- issued in favour of
me and my daughter Tejal have been handed over to me in Court today. I
will be bound by all the conditions of compromise Annexure A-1.

RO & AC

(RITU BAHRI)
JUDGE

(Seema)

(KARAMJIT SINGH)
JUDGE

November 18, 2021
Paritosh Kumar

Identified by

(Naveen Upadhyay)
Advocate