

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

FAO No.2405 of 2022 (O&M)
Date of decision: 02.06.2022

Abhishek Raheja

...Petitioner

Vs.

Smt. Akanksha

...Respondent

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE ALKA SARIN**

Present: Appellant-Abhishek Raheja, in person with
Mr. Navneet Jindal, Advocate.

Respondent-Akanksha, in person with
Mr. Sandeep Sangwan, Advocate.

Ritu Bahri, J. (oral)

CM No.7186-CII of 2022

The instant application is for permission to convert the present appeal into a petition under Section 13-B of the Hindu Marriage Act, 1955.

For the reasons mentioned in the application, same is allowed and the present appeal is converted into a petition under Section 13-B of the Hindu Marriage Act.

FAO-M-2405-2022 (O&M)

The appellant has come up in appeal against the judgment and decree dated 08.03.2022 passed by the Additional Principal Judge, Family Court, Gurugram whereby petition filed by appellant-Abhishek Raheja under Hindu Marriage Act, 1955 for dissolution of marriage by a decree of divorce has been dismissed.

Marriage between the parties was solemnized on 27.11.2013 as per Hindu rites and rituals at Jaipur. Out of this marriage, no child was born.

They are living separately since February, 2016. Ultimately, the appellant filed a petition under Section 13 of the Hindu Marriage Act, which was dismissed vide judgment dated 08.03.2022 passed by the Additional Principal Judge, Family Court, Gurugram. Feeling aggrieved with the said judgment, he preferred the instant appeal. During the pendency of this appeal, the matter has been amicably resolved between the parties as per compromise deed dated 01.06.2022. They have decided to part their ways. Appellant and respondent are present in Court today and have made their respective statements to the effect that they have no objection, in case the present appeal is converted into a petition under Section 13-B of the Hindu Marriage Act, 1955. Smt. Akanksha-respondent states that she is ready and willing to give divorce to the appellant on her own free will and without any pressure or influence. She will also comply with all the conditions mentioned in the compromise deed dated 01.06.2022. As per this compromise, she has not demanded for permanent alimony or maintenance (past, present and future) or Istridhan. She will never claim any maintenance from the appellant after getting the decree of divorce. The appellant (Abhishek Raheja) has also made a statement to the same effect.

Keeping in view the statements made by both the parties, who are physically present in Court today and are being represented through their counsels, the appeal is allowed and the impugned judgment and decree dated 08.03.2022 are set aside. Marriage between the parties is hereby dissolved by way of mutual consent between the parties. Petition filed by

the parties under Section 13-B of the Hindu Marriage, 1955 is decreed. The compliance of the settlement arrived at between the parties be informed to this Court within a period of two months by the parties.

Decree-sheet be drawn accordingly.

(RITU BAHRI)
JUDGE

(ALKA SARIN)
JUDGE

02.06.2021
anil

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No