

FAO-874 of 2021

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

FAO-874 of 2021

Date of Decision: 24.02.2022

Ajay Kumar

...Appellant

Versus

Pushpa

....Respondent

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA**

Present:- Appellant Ajay Kumar in person with
Mr. Sandeep Singh, Advocate.

Respondent Pushpa in person with
Mr. Ketan Antil, Advocate.

RITU BAHRI, J. (ORAL)

The appellant has come up in this appeal against the judgment and decree dated 30.07.2021 passed by the Principal Judge, Family Court, Jhajjar, Camp Court, Bahadurgarh, whereby his petition under Section 10 of the Hindu Marriage Act, 1955 for judicial separation was dismissed.

On 15.02.2022 both the parties had agreed to settle the dispute. Respondent-Pushpa had decided to give divorce after accepting permanent alimony of ₹17.00 lakh. In this regard statements of both the parties were recorded on 15.02.2022.

Today, both the parties are present in person with their counsel and they state that they have compromised the matter. As per settlement, appellant has paid ₹17.00 lakh as permanent alimony to the respondent vide demand draft No.006126 dated 22.02.2022, which has been received

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by her. Statements of both the parties have also been recorded duly identified by their respective counsel as well. Self-attested copies of Aadhar Cards of both the parties are taken on record.

Perusal of file shows that marriage between the parties was solemnised on 25.04.2002. A male child namely, Kulvinder was born out from the wedlock. The parties are living separately from each other for the last eight years. The respondent-wife stated that she has no objection, if the divorce is granted to the appellant-husband.

In view of the above, this appeal is converted into petition under Section 13-B of the Hindu Marriage Act, 1955. Respondent-wife has accepted ₹17.00 lakh as permanent alimony from the appellant-husband. There is no further condition to be complied with. Therefore, petition is allowed. Ajay Kumar is granted divorce in view of compromise and impugned judgment and decree dated 30.07.2021 is hereby set aside.

Decree-sheet be prepared, accordingly.

(Ritu Bahri)
Judge

February 24, 2022
R.S.

(Ashok Kumar Verma)
Judge

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No