

FAO-306-2014 (O&M)

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

(216)

FAO-306-2014 (O&M)
Date of Decision:-19.05.2022.

Rajesh Kumar

.....Petitioner

Versus

Poonam

.....Respondent

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

Present: Mr. Sandeep Kotla, Advocate for the petitioner.

Mr. R.S. Mamli, Advocate for the respondent.

RITU BAHRI, J. (Oral)

This is an appeal challenging the order dated 19.12.2013, whereby petition under Section 13 of the Hindu Marriage Act, 1955 for dissolution of marriage by a decree of divorce has been dismissed.

Counsel for the respondent has submitted that there is no land available near Karnal for Rs.12,00,000/- which can be purchased for the minor daughter, namely, Yashika. Hence, keeping in view this fact, the appellant has brought demand draft amounting to Rs.12,00,000/- in favour of the respondent-wife and FD will be made in favour of the minor daughter till she attains the age of majority and two demand drafts amounting Rs.6,00,000/- and Rs.2,00,000/- in favour of Poonam has been handed over to her today. Photocopies of the said demand drafts are taken on record. Statements of the parties are being recorded today itself.

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Keeping in view the fact that the entire amount has been paid by the appellant in Court today, this petition *suo motu* is being converted into a petition under Section 13-B of the Hindu Marriage Act, 1955.

Counsel for the parties further state there is no other litigation between the parties which is to be withdrawn. Only one petition under Section 125-B of the Hindu Marriage Act, 1955 is pending, which the respondent-wife will withdraw within a month. Statements of the parties are being recorded today itself.

Accordingly, divorce is being granted to both the parties. Decree sheet be prepared accordingly.

Disposed of in the above terms.

Pending application, if any, also stands disposed of.

(RITU BAHRI)
JUDGE

(ASHOK KUMAR VERMA)
JUDGE

May 19, 2022.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No