

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

266

**FAO No.1727-2018 (O&M)
Date of Decision:-28.09.2022**

Manoj

...Appellant

Versus

Rajesh

...Respondent

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- Appellant in person with
Mr. Ran Vijay Singh, Advocate.

Respondent in person with
Mr. Manoj Kumar Sood, Advoate.

RITU BAHRI, J.(Oral)

CM-12954-CII-2022

Present application has been filed under Order 6 Rule 17 read with Section 151 CPC for amendment of pleadings and converting the appeal under Hindu Marriage Act, 1955 into the petition under Section 13-B of the Hindu Marriage Act for divorce under mutual consent.

For the reasons mentioned in the application, same is allowed.

CM-12955-CII-2022

Present application has been filed under Section 151 CPC

for waiving of the minimum period of 6 months stipulated under Section 13-B (ii) of Hindu Marriage Act, 1955.

For the reasons mentioned in the application, same is allowed.

Main Case

Pursuant to the settlement between the parties, as observed in the order dated 14.09.2022, statement of Manoj and Rajesh were recorded. Today also, the parties are present in the Court. Draft of Rs.10,00,000/- each has been given to Rajesh and photocopy of registry of the property has also been given to her. Statements of both the parties have been recorded today.

At this juncture, we would like to take moment to say that we appreciate the steps taken by Manoj who has bought a 7.5 marla plot to secure the future of his daughter. In this country, it is imperative that young girls/women be secured and empowered. In our view, this will lead to a more harmonious and equitable society. We expect that more such people will adopt this progressive attitude and do their bit in like manner for equal treatment to women especially in rights in property. In this manner, there will be less bitterness in mind of the daughter towards her father Manoj and concept of shared parenting will lead to balanced development of the young girl. The fact that the parties belong to villages in District Palwal makes their action even more appreciable. This is being appreciated and it is expected that in future also, the daughter will be secured.

In view of the Settlement/Agreement, the present appeal is allowed. Parties are granted divorce under Section 13-B of the Hindu Marriage Act, 1955. In case the conditions of the Settlement/Agreement is not being complied with by any of the party, the other party would be at liberty to revive the present appeal.

Decree sheet be drawn.

Pending miscellaneous applications, if any, stand disposed of, in view of the abovesaid order.

(RITU BAHRI)
JUDGE

September 28, 2022
Mehak

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No