

Harmesh Kaur

.....Appellant

Vs.

Nihal Singh

....Respondent

**CORAM : HON'BLE MS.JUSTICE RITU BAHRI
HON'BLE MS.JUSTICE NIDHI GUPTA**

Present: Mr. G.S.Bains, Advocate for
Mr. Ramandeep, Advocate, for the appellant.

Mr. P.S.Sekhon, Advocate, for the respondent.

RITU BAHRI, J. (Oral)

Appellant has come up in this appeal against the order dated 22.01.2018, passed by the learned Additional District Judge, Patiala, whereby petition under Section 13 of the Hindu Marriage Act, 1955, filed by the respondent has been allowed.

The marriage of the appellant and the respondent was solemnised on 15.02.2019 as per Sikh rites and customs at Patiala. Both are working as Government teachers. Out of the said wedlock one child namely, Ekamjot Singh, was born on 16.12.2009 who is now residing with the appellant. As alleged in the petition, the respondent-husband and his parents used to taunt her for bringing insufficient dowry. On 01.06.2014, when the appellant alongwith her minor son went to meet her parents during vacation and returned on 26.06.2014 to her matrimonial home, she was not allowed to enter.

The appellant husband earlier filed a divorce petition, which was withdrawn by him on 21.07.2014.

Fresh divorce petition filed by the respondent was allowed by the

Additional District Judge, Patiala vide order dated 22.01.2018.

During the course of proceedings on joint request of the parties, this appeal was converted into a petition under Section 13-B of the Hindu Marriage Act, 1955 vide order dated 26.05.2022, as the matter had been compromised between the parties vide compromise dated 25.05.2022, before the Mediator.

Learned counsel for the parties submit that all the conditions of the settlement/compromise entered into between the parties, dated 25.05.2022, before the Mediator of the Mediation and Conciliation Centre of this Court, have been now complied with. The respondent has also handed over the documents of LIC Policy No.165861995 to the appellant.

Second statements recorded today itself since vide order dated 26.05.2022, this appeal had already been converted into a petition under Section 13-B of the Hindu Marriage Act, 1955.

Resultantly, the instant petition filed under Section 13-B of the Hindu Marriage Act, 1955, is allowed and judgment and decree dated 22.01.2018, passed by learned Additional District Judge, Patiala, is set aside. Divorce is granted to the parties, by way of mutual consent.

Decree sheet be prepared accordingly.

(RITU BAHRI)
JUDGE

(NIDHI GUPTA)
JUDGE

September 09, 2022
dharamvir