

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FAMILY COURT APPEAL NO. 138 OF 2018

ANJALI
TUSHAR
ASWALE

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ANJALI TUSHAR
ASWALE
Date: 2023.07.31
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Mr. Dnyaneshwar P. Kamble ..Appellant

Versus

Mrs Sheetal D. Kamble ..Respondent

Mrs.Saloni M. Ghule, *Advocates for the Appellant.*

Mr.Amol Deshpande, *Advocates for the Respondent.*

CORAM : B. P. COLABAWALLA, J &
M. M. SATHAYE, JJ.
DATE : JULY 28, 2023

P.C.

When the above matter is called out, the parties have informed the Court that the disputes *inter se* between them have been settled as recorded in the Consent Terms dated 28th July, 2023. The Consent Terms record that the parties have no children. They have also agreed to dissolve the marriage amicably and by mutual consent. The Consent Terms provide that the Appellant has agreed to pay the amount of Rs.10 Lakhs [by Demand Draft] as and by way of permanent alimony. The

Demand Draft has been handed over by the advocate for the Appellant to the advocate for the Respondent which is duly acknowledged by him. Even physical possession of the gold etc, which is recorded in paragraphs 8 & 9 of the Consent Terms, has been handed over to the respective parties, and which is duly acknowledged by them.

2 The Consent Terms have been signed by the Appellant as well as the Respondent. They are both present in Court. They have both stated that they have signed the Consent Terms after reading and understanding the same as well as the implications thereof. The Consent Terms have also been signed by the advocates for the Appellant and the advocates for the Respondent. In these circumstances, the Consent Terms dated 28th July, 2023 are taken on record and marked “X” for identification. There shall be an order and decree in terms of the Consent Terms.

3 As per the Consent Terms, there shall be a decree of divorce dissolving the marriage between the Appellant and the Respondent under the provisions of Section 13-B of the Hindu Marriage Act, 1955. Consequently, the order of the Family Court

dated 27th March, 2018 and which is impugned in the above Appeal is hereby set aside.

4 No order as to costs.

5 This order will be digitally signed by the Private Secretary/ Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[M. M. SATHAYE, J.]

[B. P. COLABAWALLA, J].