



C.M.A(MD)No.1288 of 2014

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **19.06.2023**

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

C.M.A(MD)No.1288 of 2014

Surin Vijay

... Appellant/Petitioner

Vs.

Sheja

... Respondent/ Respondent

PRAYER: Civil Miscellaneous Appeal is filed under Section 55 of the Divorce Act, to set aside the decree and judgment passed in I.D.O.P.No. 329 of 2011, dated 17.11.2014 on the file of Principal District Judge, Kanyakumari at Nagercoil.

For Appellant : Mr.A.Arumugam

For Respondent : M/s.T.Jeen Joseph

JUDGMENT

The appellant had filed I.D.O.P.No.329 of 2011 before Principal District Court, Kanyakumari at Nagercoil for the relief of divorce. The said petition was dismissed by the trial Court. Challenging the same, the present appeal has been filed.



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2. Pending appeal, the parties have entered into a settlement out of Court. The appellant/husband has agreed to pay a sum of Rs.23,00,000/- (Rupees Twenty Three Lakh only) to the respondent/wife towards future maintenance. The said amount has also been paid in two installments. On receipt of the said maintenance amount, the wife has agreed to grant divorce in favour of the husband by allowing the appeal.

3. The parties have filed a Joint Compromise Memo, dated 19.06.2023. Both the parties and their respective counsels have signed in the said memo. Both the parties were present and this Court has enquired them about the contents of the compromise memo and they have agreed that they have settled the matter and a decree for divorce may be granted.

4. In view of the above said facts, the marriage between the appellant and the respondent held on 03.05.2006 is dissolved. The respondent/wife had received a sum of Rs.23,00,000/- (Rupees Twenty Three Lakh only) towards full maintenance amount and she has no further claim as against the husband. The compromise memo shall form part of the decree.



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5. With the above said observations, this Civil Miscellaneous

Appeal stands allowed. No costs.

19.06.2023

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NCC : Yes / No

Index : Yes / No

Internet : Yes / No

To

1.The Principal District Judge,
Kanyakumari,
Nagercoil.

2.The Section Officer,
Vernacular Section,
Madurai Bench of Madras High Court,
Madurai.



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R.VIJAYAKUMAR,J.

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Judgment made in
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