

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

FAO-M-79-2018 (O&M)

Date of Decision: March 29, 2023

RAJESHWARI

..... Appellant

Versus

PITAMBER

..... Respondent

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE**

Present: Ms. Jagriti Sangwan, Advocate for
Mr. Deepinder Singh, Advocate for the petitioner.

Mr. Akshit Mehta, Advocate for
Mr. Johan Kumar, Advocate for the respondent.

LISA GILL, J.

This appeal has been filed by the appellant – wife challenging judgment and decree dated 27.02.2018 passed by the learned Additional District Judge, Palwal whereby petition under Section 13 of the Hindu Marriage Act, 1955 filed by the respondent – husband has been allowed.

During pendency of this appeal, appellant unfortunately passed away. Learned counsel for the appellant had sought time in September, 2022 to implead legal representatives of the appellant. However, despite opportunity, needful has not been done. Appellant is stated to be survived by one son.

FAO-M-79-2018 (O&M)

-2-

Learned counsel for the appellant submits that she has no instructions from the son of the appellant despite intimation to him. It appears that he is not interested in pursuing the present appeal.

Accordingly, present appeal is disposed of as having abated, with liberty to the legal heirs of the appellant to file appropriate application in this appeal if so advised within six weeks.

Copy of this order be conveyed at the given address of appellant.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

March 29, 2023
Rts

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No