

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

**CM-10301-02-CII-2023 in/and
FAO-M-162-2016 (O&M)**

Date of Decision: May 31, 2023

Paramjit Kaur

..... Appellant

Versus

Avtar Singh

..... Respondent

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

Present: Mr. Sandeep Sharma, Advocate for the appellant.

Mr. S.S. Rangi, Advocate for the respondent.

LISA GILL, J.

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Prayer in the application is for preponement of hearing of the appeal.

Learned counsel for the parties submit that the matter has been amicably resolved between the parties. Their statements in this respect were recorded before this Court on 28.04.2023.

Learned counsel for the respondent submits that a sum of ₹26 lakhs, as agreed upon, has been credited to the account of appellant vide different entries, details of which are attached as Annexure R1. It is, thus, submitted, that hearing of this appeal, which is now listed for 28.09.2023, be preponed.

At request and with consent of learned counsel for both the parties, hearing of the appeal is preponed from 28.09.2023 for today itself.

Application is, accordingly, disposed of.

**CM-10302-CII-2023 in/and
FAO-M-162-2016 (O&M)**

1. This appeal has been filed by the appellant – wife challenging judgment and decree dated 31.03.2016 passed by the Additional District Judge, Kaithal, whereby petition under Section 13 of the Hindu Marriage Act, 1955 filed by the respondent – husband has been allowed.
2. Learned counsel for the parties submit that during pendency of this appeal, matter has been amicably resolved between the parties.
3. Parties duly identified by their counsel, are present in Court today. Both of them submit that the matter has been amicably resolved between them. Their statements have been recorded on 28.04.2023 qua the said settlement. Sum of ₹26 lakhs, as agreed upon, has been credited to the account of appellant. Sum of ₹10 lakhs has been transferred in the account of appellant on 28.05.2023 and ₹16 lakhs has been transferred on 29.05.2023. Details of different entries of the account of appellant are attached as Annexure R1. It is further agreed that the minor child, who is in custody of appellant, will be entitled to avail all medical facilities, which would be available to him being the son of Serviceman, as per applicable Rules.
4. Appellant, present in Court, affirms that she has received a sum of ₹26 lakhs in her account and in view of the settlement arrived at between them, she seeks to withdraw this appeal challenging decision dated 31.03.2016 as well as COCP No. 1852/2016. Statements of the parties to this

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effect have been recorded separately. Respondent, also present in Court, while affirming the settlement submits that their child from this wedlock shall be entitled to avail all medical facilities which would be available to him being son of a serviceman and that he would take necessary steps as may be required.

5. Accordingly, CM-10302-CII-2023 is allowed and present appeal is dismissed as withdrawn.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

May 31, 2023
rts

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