

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRR-3663-2016 (O&M)

Date of Decision: 06.08.2024

Smt. Pawan Kumari

.... Petitioner

Versus

Arun Kumar and others

.... Respondents

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - Mr. Aditya Sanghi, Advocate for the petitioner.

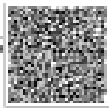
Mr. Pawan Kumar Hooda, Advocate
for respondents No. 1 and 2.

NIDHI GUPTA, J. (ORAL)

Challenge in the present revision petition is to the judgment dated 01.08.2016, passed by the learning Additional Sessions Judge, Chandigarh, whereby while affirming the judgment of acquittal dated 17.07.2014 rendered by the learned trial Court, acquitting respondents No. 1 and 2 in a case arising out of FIR No. 32 dated 25.01.2007 registered under Sections 406 and 498-A read with Section 34 IPC at Police Station-11, Chandigarh, the appeal filed by the petitioner was **dismissed.**

Learned counsel for the parties are *ad idem* that all the disputes between the parties stand settled by way of agreement entered into between the parties in the proceedings under Section 13-B of the Hindu Marriage Act, 1955, (for short- 'the Act').

Learned counsel for respondents No. 1 and 2 has also placed



on record a certified copy of judgment and decree dated 12.04.2023, passed by the learned Additional District Judge, Chandigarh, whereby the marriage between the parties stood dissolved by way of mutual consent.

The relevant portion of para 2 thereof, reads as under:-

“2.It has been mutually agreed between the parties that custody of the child shall remain with petitioner No.2 (mother). Petitioner No. 2 shall not claim any other type of past, present or future alimony from petitioner No. 1 for herself. Both the parties shall not file any kind of civil or criminal litigation against each other anywhere in the country in respect of any dispute relating to marriage. It was stated that both the petitioners shall withdraw the cases/complaints, if any, filed by them against each other and shall neither file any kind of litigation against each other relating to this marriage nor claim any right in the property which shall be acquired by them in any manner including inheritance. Both the petitioners shall not interfere in whatsoever manner in the personal life of each other.....”

In view of the above, learned counsel for the petitioner submits that nothing survives in the present revision petition and he may permitted to withdraw the same.

Ordered accordingly.

06.08.2024

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**(NIDHI GUPTA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No