



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

FAO-5077-2024(O&M)

Date of Decision:-08.11.2024

Mandeep Kaur

.....Appellant no.1.

AND

Pardeep Singh

.....Appellant no.2.

**CORAM:- HON'BLE MR. JUSTICE SUDHIR SINGH
HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present:- Mr. Anupam Mathur, Advocate for the Appellants.

SUDHIR SINGH, J.(ORAL)

CM-19362-CII-2024

For the reasons stated in the application, the same is allowed and the delay of 927 days in filing the present appeal is condoned.

FAO-5077-2024

This appeal has been filed against the judgment dated 12.01.2022 passed by Principal Judge, Family Court, Patiala whereby a joint petition under Section 13-B of the Hindu Marriage Act, 1955 (for short the Act) filed by the parties was allowed and the marriage between the parties was dissolved by a decree of divorce with mutual consent.

2. The brief facts of the case are that the marriage between the parties was solemonized on 26.03.2011 as per Sikh rites and ceremonies. Out of the said wedlock a male child, namely, Aagaz Dhiman was born on 29.12.2011. Thereafter, the relations between the parties became strained due to temperamental differences and they started living separately since



17.01.2019. Consequently, both the parties filed a joint petition under Section 13-B of the Act before the learned Family Court at Patiala.

3. Learned Counsel for the appellants submits that though the divorce was granted to the parties under Section 13-B of the Act, but with the change in circumstances, the parties have reconciled and intended to reside together for the welfare of their minor son. Now they are happily residing together since 13.10.2024. Therefore, they have preferred the present appeal for setting aside of the judgment and decree dated 12.01.2022 passed by the Family Court, Patiala.

4. After hearing the learned Counsel for the appellants, we are of the considered view that there is no bar under the statute that the parties cannot prefer a second marriage.

5. Hence in view of the above, the present appeal stands disposed of.

(SUDHIR SINGH)
JUDGE

(JASJIT SINGH BEDI)
JUDGE

November 08, 2024
Vinay

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