

IN THE HIGH COURT OF JUDICATURE AT PATNA
Miscellaneous Appeal No.264 of 2020

Diwakar Kumar, Son of Chandrabhushan, Resident of Mohalla - Kanhauli
Ajrakbe, Ward No. 49, Near Laprosy Mission, P.O. - Ramna, P.S. -
Mithanpura, District- Muzaffarpur.

... .. Appellant/s

Versus

Minakshi Kumari, Wife of Diwakar Kumar, D/o- Late Ram Prahalad Singh, at
present residing at Mohalla - Miscot, Lane no. 05, P.O. - Ramna, P.S. -
Mithanpura, District- Muzaffarpur.

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Rajesh Kumar, Advocate
For the Respondent/s : Mr.Prafull Chandra Jha, Advocate

CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

20 21-08-2025 At the request of learned counsel for the respective
parties, the matter is taken up at 02:15 P.M. in the Chamber.

2. In the light of previous order from time to time
parties have entered into settlement to that effect joint settlement
agreement has been entered on 20.08.2025.

3. Perusal of the same, it is evident that both the
parties have not signed page no. 1, 2, 3 & 4. Similarly, only one
witness on behalf of the appellant side. In other words, second
witness is required to be identified by the respective parties in
support of the joint settlement agreement dated 20.08.2025,
during the course of the day office is diverted to return this joint



settlement agreement. After due rectifying the joint settlement, the same shall be placed in the file at the earliest. Having regard to the urgency among the parties and they are present in the Chamber proceedings we proceed to accept joint settlement agreement entered on 20.08.2025, who have been identified by the respective counsels. Settlement of agreement among the parties is taken on record. In view of the aforementioned development, judgment dated 14.02.2020 passed in Matrimonial (Divorce) Case No. 188 of 2017 stands modified. To the extent of settlement among the respective parties to this effect registry is hereby directed to drop decree proceedings. In the event of violation of any terms and conditions to the joint settlement among either of the parties, parties are permitted to file interlocutory application to revive this order to the extent that one of the parties has failed to comply the terms and conditions of the joint settlement agreement dated 20.08.2025.

4. Accordingly, the present Miscellaneous Appeal No. 264 of 2020 stands disposed of.

(P. B. Bajanthri, J)

(Shailendra Singh, J)

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