

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

CRMC No. 448/2016

c/w

CRMC No. 333/2016

CRM(M) No. 534/2019

Pawan Gambhir & Anr.

.....Appellant(s)/Petitioner(s)

Through: Mr. Rahul Pant, Sr. Advocate with
Mr. Anirudh Sharma, Advocate.

vs

State of J&K & Anr.

..... Respondent(s)

Through: Mr. Pawan Dev Singh, Dy. AG for R-1.
Respondent No. 2 is present in person.

Coram: HON'BLE MR. JUSTICE MOHD. YOUSUF WANI, JUDGE

ORDER
09.07.2025

1. After prevailing a good sense on the parties, they have agreed to amicably resolve their dispute and have also laid down the terms and conditions of their mutual settlement. The petitioner-Pawan Gambhir and the respondent No.2/complainant-Deepika have agreed to dissolve their marriage, in connection whereof, an appropriate petition is reported to have been already filed before the learned Principal Judge (Family Court), Jammu. The parties have, by way of their compromise, *inter alia*, resolved that they shall withdraw all the pending cases against each other and against their respective relatives, if any; that the petitioner-Pawan Gambhir shall pay an amount of ₹8,50,000/- on account of the permanent alimony towards the respondent/complainant, namely Deepika as full and final settlement of all claims inclusive of maintenance (present, past and future) out of

which total amount of ₹8,50,000/-, the petitioner has to deposit ₹2.00 lacs before the learned Principal Family Court, Jammu at the time of first motion, ₹2,50,000/- at the time of recording of the second motion statement and ₹4.00 lacs at the same time of recording second motion statement, which shall be kept in fixed deposit in the name of minor child, namely Naira through her mother Deepika, being the sole nominee and the said amount of ₹ 4,00,000/- at the maturity shall be payable to the minor child at the time of attaining her majority, however, with a liberty to the respondent/complainant-Deepika to continue to withdraw the interest accruing on the fixed deposit for being spent on the maintenance and welfare of the minor child. The other terms and conditions of the compromise agreed upon between the parties and obviously meant to be obeyed are not needed to be mentioned at this time in these matters.

2. Petitioners have already got their statements recorded before the Registry in support of the mutual settlement having been taken place between the parties.
3. Today, when the respondent/complainant-Deepika was asked to get her statement recorded in the Registry in attestation of the mutual settlement, she, however, submitted that she will get her statement recorded in these matters only after the balance amount of ₹ 6,50,000/- is deposited by the petitioner-Pawan Gambhir before the Court of learned Principal Judge, Family Court, Jammu. She submitted that the Principal Family Court can thereafter release/deposit the said total

amount of ₹8,50,000/- as per the terms and conditions of the compromise as hereinbefore mentioned. She submitted that upon deposit of the balance amount, she will withdraw all the cases filed by her in different Sub-ordinate Courts at Jammu and shall also get her statement recorded before this Court in these matters for the consequent disposal of these cases.

4. This Court, for the satisfaction of the respondent/complainant-Deepika, is convinced to direct the petitioner-Pawan Gambhir to get the balance amount of ₹6,50,000/- deposited before the learned Principal Family Court, Jammu and the learned Principal Family Court shall release/deposit the entire amount of ₹8,50,000 as per the terms and conditions of the compromise upon passing of the decree of dissolution by way of disposal of the pending applications filed for the same.
5. List for continuation before this Bench on **17.07.2025**.

(MOHD. YOUSUF WANI)
JUDGE

Jammu
09.07.2025
Vishal Sharma