

IndiraniAppellant

VS.

A. MuthusamyRespondent

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Being aggrieved by the judgment of the High Court of Judicature at Madras in Civil Misc. Second Appeal No. 7 of 1992, the appellant before us is challenging the same. The respondent-husband filed a petition for divorce in the trial court alleging, among other things, cruelty as one of the grounds. The basis of this allegation was that the wife had filed a criminal complaint of demand of dowry, punishable under Section 498 A of Indian Penal Code, thus causing him mental agony. The trial court, while rejecting other grounds, upheld the contention of the respondent that the wife was guilty of the charge of cruelty and decreed the suit of the respondent and granted him the divorce. The first appellate court and the High Court have agreed with the said finding of fact and rejected the appeal of the appellant-herein.

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We have heard learned counsel and perused the records.

Having considered the material on record, we are of the view that there is no ground to interfere with the concurrent findings of the three courts below. Therefore, this appeal has no merits and the same is dismissed. No costs.

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.....J.
(N. SANTOSH HEGDE)

.....J.
(DORAISWAMY RAJU)

New Delhi
January 23, 2002.