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SLP(C)No. 3600 OF 2001

ITEM No.38

Court No. 4

SECTION IVB
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.3600/2001

(From the judgement and order dated 17/10/2000 in CR 3087/99
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

SHYAM LAL MAHAJAN

Petitioner (s)

VERSUS

KUSUM MAHAJAN

Respondent (s)

(With Appln(s). for permission to file counter affidavit, permission
to submit additional documents, stay and settlement of dispute
between the parties)
(With prayer for interim relief)

Date : 15/04/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V.N. KHARE
HON'BLE MR. JUSTICE ASHOK BHAN

For Petitioner (s) Mr. Pradeep Gupta, Adv.
Mr. Kaushal Yadav, Adv.
Mr. K.K. Gupta, Adv.

For Respondent (s) Ms. S. Janani, Adv.

UPON hearing counsel the Court made the following
O R D E R

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Heard learned counsel for few minutes.

Leave granted.

The appeal is disposed of.

No orders are required to be passed in other I.As.

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(Alka Dudeja)
Court Master

(S. Krishnan)
Court Master

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2734 OF 2002@@
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(Arising out of S.L.P.(C) No. 3600 of 2001)

SHYAM LAL MAHAJAN ... Appellant (s)

VERSUS

KUSUM MAHAJAN ... Respondent (s)

O R D E R@@
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Leave granted.

During the pendency of the appeal, the parties have entered into a compromise vide I.A. No. 7 alongwith annexures P-1 to P-6. In that view of the matter, we set aside the order and judgment under challenge and remit the case to the learned Additional District Judge, Kapurthala to decide the matter in terms of the compromise. Let I.A. No. 7 alongwith annexures P-1 to P-6 be transmitted to the learned Additional District Judge, Kapurthala, forthwith. The appellant has undertaken to move an application for amendment for converting the divorce petition into a mutual divorce petition under Section 13 of the Hindu Marriage Act, 1955.

...2/-

The amount deposited by the appellant herein shall remain with the Registrar General till the decree is passed by the learned Additional District Judge, Kapurthala. After passing of the decree, the said amount shall be credited to the S/B Staff Account No. 50010 of the respondent herein in Bank of Baroda, Dilkusha Market, Civil Lines, Jalandhar.

The parties shall appear before the learned Additional District Judge, Kapurthala on 29th April, 2002 alongwith an application for amendment of the petition.

The appeal is disposed of in the aforesaid terms.

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.....J.
(V.N. KHARE)

.....J.
(ASHOK BHAN)

NEW DELHI
APRIL 15, 2002.