

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 196 OF 2008
(WITH I.A. NO.5)

Kamal Jeet Singh Chauhan

..Appellant

versus

Priyanka Chauhan

..Respondent

O R D E R

This appeal is directed against judgment dated 18.7.2006 of the Division Bench of the Uttaranchal (now Uttarakhand) High Court whereby the appeal filed by the appellant was disposed of in terms of the compromise signed by the parties.

During the pendency of the appeal, the parties have entered into a fresh compromise and signed the Deed of Settlement dated 4.7.2012, which we have taken on record by a separate order passed today in I.A. No.4 of 2012.

The parties have also filed I.A. No.5 of 2013 under Section 13B of the Hindu Marriage Act, 1955 for dissolution of their marriage by mutual consent.

Learned counsel for the parties gave out that they have repeatedly consulted their respective clients and have come to the conclusion that there is no possibility of their living together. The respondent, who is present in person, says that there is not even the remotest possibility of restoration of the matrimonial home.

In view of the above, I.A. No.5 of 2013 is allowed and a decree of dissolution of marriage by mutual consent is passed.

It is made clear that the parties shall strictly abide by the terms of the Deed of Settlement dated 4.7.2012.

As a sequel to dissolution of the marriage by mutual consent, the main appeal is disposed of as infructuous.

.....J.
[G.S. SINGHVI]

NEW DELHI;
MAY 10, 2013

.....J.
[RANJANA PRAKASH DESAI]

ITEM NO.64 COURT NO.3 SECTION X
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

IA Nos.4-5 in CIVIL APPEAL NO(s). 196 OF 2008

KAMAL JEET SINGH CHAUHAN Appellant (s)

VERSUS

PRIYANKA CHAUHAN Respondent(s)
(With appln(s) for disposal of appeal,directions and office report)

Date: 10/05/2013 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Appellant(s) Mr. Saurav Agarwal, Adv.

For Respondent(s) Mr. Rajiv Dubey, Adv.

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

I.A. No.4 of 2012 in Civil Appeal No.196/2008

I.A. No.4 is allowed and Deed of Settlement dated 4.7.2012,
which is duly signed by the parties is taken on record.

I.A. No.5 of 2012 in Civil Appeal No.196/2008

I.A. No.5 is allowed and a decree of dissolution of
marriage by mutual consent is passed.

Civil Appeal No. 196 of 2008

As a sequel to dissolution of the marriage by mutual
consent, the main appeal is disposed of as infructuous in terms of the
signed order.

| (Parveen Kr.Chawla)
| Court Master

| | (Phoolan Wati Arora)
| | Court Master

[signed order is placed on the file]