

**BEFORE THE HON'BLE COURT OF PRINCIPAL
JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)**

HMA_____ /2026

Xxxxxx, D/o Sh. Xxxx, W/o Sh. Xxxxxx R/o xxxxx, Chandigarh.

...Petitioner No.1

Versus

Xxxxxx, S/o Xxxx R/o Xxxxxx, Mohali.

...Petitioner No.2

CORRECTNESS CERTIFICATE

It is hereby certified that all the contents in the scanned copy as well as in
physical file are same and correct.

Place: Mohali

Date:

Applicants

Through Counsel:

Deepak Malhotra and Avish Malhotra Advocates

P/881/2008

P/3239/2018

Mobile Nos. – 9815280500, 9888861666

BEFORE THE HON’BLE COURT OF PRINCIPAL JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)

HMA_____ /2026

Xxxxxx Versus Xxxxxx

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Place: Mohali

Dated:

**BEFORE THE HON'BLE COURT OF PRINCIPAL
JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)**

HMA_____ /2026

MEMO OF PARTIES

Xxxxxxx, D/o Sh. XXXXXX, W/o Sh. XXXXXX R/o #XXXXXX, Chandigarh.

Mobile No. XXXXXX

Aadhar Card No. XXXXXX

...Petitioner No.1

Versus

Xxxxxxx, S/o XXXXXXXX R/o XXXXXXXXXX, Mohali.

Mobile No. XXXXXX

Aadhar Card No. XXXXXX

...Petitioner No.2

**PETITION UNDER SECTION 13-B OF THE HINDU MARRIAGE ACT,
1955 FOR A DECREE OF DIVORCE BY WAY OF MUTUAL CONSENT**

Place: Mohali

Date:

(XXXXXXX & XXXXXX)

Petitioner No 1 & Petitioner No 2

Through Counsels;

Deepak Malhotra and Avish Malhotra Advocates

P/881/2008

P/3239/2018

Mobile Nos. – 9815280500, 9888861666

**BEFORE THE HON'BLE COURT OF PRINCIPAL
JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)**

HMA_____ /2026

Xxxxxx, D/o Sh. Xxxx, W/o Sh. Xxxxxx R/o xxxxx, Chandigarh.

...Petitioner No.1

Versus

Xxxxxx, S/o Xxxx R/o Xxxxxx, Mohali.

...Petitioner No.2

COURT FEE RS. 10/-

PETITION U/S 13-B OF HMA

**JOINT APPLICATION FOR
GRANT OF PERMISSION TO
ENGAGE THE COUNSEL**

Respectfully Showeth:

1. That the applicants submit the accompanying petition before the Hon'ble Court, the contents of which are true and correct. The averments made in this application may kindly be read as part of the affidavit, which are not reproduced here in order to avoid repetition and for the sake of brevity.
2. That the applicant has no knowledge regarding the law as such both wanted to engage the joint counsel.
3. That petitioner No 1 & 2 are seeking a permission from this Hon'ble Court for engaging a counsel namely **Mr. Deepak Malhotra and Avish Malhotra Advocates**, for the above titled case.

In view of above it is respectfully prayed to this Hon'ble Court that said application may kindly be allowed in the interest of justice.

Place:

Dated: Applicant/Petitioner No 1 & 2

BEFORE THE HON’BLE COURT OF PRINCIPAL
JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)

HMA_____ /2026

Xxxxxx, D/o Sh. Xxxx, W/o Sh. Xxxxxx R/o xxxxx, Chandigarh.

...Petitioner No.1

Versus

Xxxxxx, S/o Xxxx R/o Xxxxxx, Mohali.

...Petitioner No.2

Petition U/s 13 B of the Hindu Marriage
Act for the dissolution of the marriage
between the parties by way of passing a
decree/Grant of divorce with mutual
consent

Respectfully Showeth:

1. That the Petitioner No.1 with Petitioner No.2 was solemnized on xxxxxx, as per Hindu Matrimonial Rights and ceremonies. The marriage ceremony was performed at XXXXXXXXXXXX. One Child was born out of this wedlock namely- Xxxxxx on xxxxxx (Aged about ____ years). The affidavit of Petitioner No.1 and Petitioner No.2 with regard to subsistence of marriage is attached herewith as **Annexure P-1 & P2**. A joint affidavit of male child is attached herewith as **Annexure P-3**. The copy of marriage card and Photographs is **Annexure P-4 (Colly)**, respectively.
2. That the status of both the parties at the time of marriage as well as at the time of filing of the petition is as follows:

	Wife Petitioner No.1		Husband Petitioner No.2	
--	----------------------------	--	-------------------------------	--

	Status and Age	Place of Residence	Status and Age	Place of Residence
At the time of Marriage	Un-married	Xxxxxxx	Un-married	Xxxxxxx
At the time of Filing the Petition	Married About ----- Years of Age	Xxxxxxx	Married About ----- years of Age	Xxxxxxx

3. That both the husband and wife Xxxxxxxxxxxx, Mohali. But due to temperamental issues between both the petitioners, both the petitioners have been living separately Since Xxxxxxx and since then have never resided together.
4. That with the intervention of respectables the issues stand resolved between both the petitioners and both the petitioners have decided that both the parties to the petition no longer want to live together as Husband and wife and wants to Part ways from each other through mutual Divorce for good.
5. That with regard to dissolution of marriage by way of Mutual consent and to resolve the pending litigations between both the petitioners a mutual agreement was executed on Date Xxxxxxx between Petitioner No.1 and Petitioner No.2 in present of witnesses. The copy of agreement is attached herewith as **Annexure P-5**.
6. That the terms & conditions agreed upon between both the petitioners as per agreement dated Xxxxxxx are mentioned as follows;

A. Settlement Amount

The Second Party shall pay a total sum of Rs. _____ to the First Party, towards full and final settlement of:

- i. past, present and future maintenance of First Party,
- ii. alimony and permanent maintenance of the First Party,
- iii. and all other claims including any share in property of self or parents of each other.

B. Mode of Payment:

Rs. _____ shall be paid at the time of 1st Motion
Remaining _____ shall be paid at the time of 2nd Motion.

C. Stridhan, Properties, Car and Gold Items

All the claims Qua the stridhan, properties and gold items of both the parties against each other has been settled and after signing of this compromise both the parties shall not initiate any proceedings before any court of law or authority against each other (including parents of each other) qua the the stridhan, properties and gold items. However the following gold items are left in the custody of 2nd party which shall be handed over to the 1st party at the time of recording of 2nd motion. **The items are:**

D. Child Expense

The child namely Xxxxxxx is aged about ____ years (Born on xxxxxxx) and can stay with _____ or anyone as per his choice. However, all his education and other expenses shall be met by the _____. The Aadhar Card of the child is attached as **Annexure- P-6** and of Petitioners **as P-7 & P-8**

E. Divorce Petition Under Section 13-B

Upon signing this Compromise Deed, both parties shall jointly file a Divorce Petition under Section 13-B HMA as per these terms. Both parties shall appear and cooperate at the time of recording of their statements.

F. Withdrawal of Pending Cases

Before the recording of the Second Motion under Section 13-B HMA: Both parties shall withdraw all civil/criminal cases filed by them against each other (If any pending) and undertake not to file any litigation on the same cause of action in future.

G. Non-Interference

Both parties shall not interfere in each other’s personal, professional and social life henceforth.

H. Finality of Settlement

The total amount of Rs. _____ shall constitute full and final alimony, compensation, maintenance of the First Party.

*After fulfilment of above said compromise, neither party shall have any claim regarding:

- i. movable/immovable property belonging to self/parents of either party,
- ii. maintenance,
- iii. alimony,
- iv. past grievances,
- v. domestic violence,
- vi. dowry disputes,
- vii. or any monetary, civil, or criminal claims.

*After receiving the entire settled amount, the First Party shall not claim any further maintenance/ alimony/ dues from the Second Party for herself.

I. Breach of Compromise

If either party violates or resiles from this compromise, the aggrieved party shall be free to take appropriate legal action as per law.

- 7. That the decision for mutual Divorce has been made by both the parties with mutual consent and without and coercion or external pressure on either party.
- 8. That the petition is not presented in collusion. That there are no chances of cohabitation between both the Parties. There has not been any unnecessary or improper delay in filing this petition.
- 9. There is no other ground why the relief should not be granted.
- 10. That both the Petitioner’s submit that this Hon’ble Court has jurisdiction to entertain the instant petition as the petitioner No.1 and Petitioner No.2 have **lastly resided together as Husband & wife at XXXXXXXXXXXX Mohali.**

11. That proper court fee has been attached over the petition.
12. That no such or similar petition has been filed earlier neither had been decided in any court of law, nor is pending in any court of law.

Prayer:

It is therefore respectfully prayed that the petition may kindly be allowed by way of passing a decree of divorce with mutual consent, in the interest of justice.

Dated:

Place: Mohali

Dated:

Submitted by:

Petitioner No.1 & No.2

Through Counsels;

DEEPAK MALHOTRA & AVISH MALHOTRA Advocates

VERIFICATION:

We, petitioner No.1 and Petitioner No.2, states on solemn affirmation that Paras **No.1 to Para No. 12** of the petition are true and correct to the best of the petitioner's knowledge and belief.

Place: Mohali

Dated:

Petitioner No.1 & No.2

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Annexure P-1

BEFORE THE HON'BLE COURT OF PRINCIPAL JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)

Xxxxxxx, D/o Sh. Xxxx, W/o Sh. XXXXXX R/o xxxxx, Chandigarh.
...Petitioner No.1

Versus

Xxxxxxx, S/o Xxxx R/o XXXXXX, Mohali.
...Petitioner No.2

AFFIDAVIT

I, XXXXXX, D/o XXXXXXXX, W/o Sh. XXXXXX R/o #XXXXX, Chandigarh; aged about ____ years do hereby solemnly affirm and declare as under:

1. That marriage between the Deponent with Petitioner No.2 was solemnized on xxxxxx, as per Hindu Matrimonial Rights and ceremonies. The marriage ceremony was performed at XXXXXXXXX. One Child was born out of this wedlock namely- XXXXXX on xxxxxx.
2. That the marriage between deponent and Petitioner No.2 still subsist.
3. That the contents of para 1 to 12 of my petition may be read as part of this affidavit, which are true and correct.

Deponent

VERIFICATION: -

Verified that the contents of my above affidavit are true and correct to the best of my knowledge and belief and nothing has been kept concealed therein.

Date:

Place:

Deponent

Annexure P-2

BEFORE THE HON'BLE COURT OF PRINCIPAL JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)

Xxxxxxx, D/o Sh. Xxxx, W/o Sh. XXXXXX R/o xxxxx, Chandigarh.
...Petitioner No.1

Versus

Xxxxxxx, S/o Xxxx R/o XXXXXX, Mohali.
...Petitioner No.2

AFFIDAVIT

I, XXXXXX, S/o XXXXXX R/o XXXXXXXX, Mohali; aged about ____ years do hereby solemnly affirm and declare as under:

1. That marriage between the Deponent with Petitioner No.1 was solemnized on xxxxxx, as per Hindu Matrimonial Rights and ceremonies. The marriage ceremony was performed at XXXXXXXX. One Child was born out of this wedlock namely- XXXXXX on xxxxxx
2. That the marriage between Petitioner No.1 and deponent still subsist.
3. That the contents of para 1 to 12 of my petition may be read as part of this affidavit, which are true and correct.

Deponent

VERIFICATION: -

Verified that the contents of my above affidavit are true and correct to the best of my knowledge and belief and nothing has been kept concealed therein.

Date:

Place:

Deponent

Annexure P-3

BEFORE THE HON'BLE COURT OF PRINCIPAL JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)

Xxxxxx, D/o Sh. Xxxx, W/o Sh. Xxxxxx R/o xxxxx, Chandigarh.
...Petitioner No.1

Versus

Xxxxxx, S/o Xxxx R/o Xxxxxx, Mohali.
...Petitioner No.2

JOINT AFFIDAVIT FOR CHILD

We, Xxxxxx, and Xxxxxx, do hereby solemnly affirm and declare as under:

1. That marriage between the Deponent with Petitioner No.1 was solemnized on xxxxxx, as per Hindu Matrimonial Rights and ceremonies. The marriage ceremony was performed at Xxxxxxxx. One Child was born out of this wedlock namely- Xxxxxx on xxxxxx
2. That the child Xxxxxx is aged about ____ years and has a choice to stay with any of the parents. However, all his education and other expense will be met by _____ or custody will remain with _____

Deponents

VERIFICATION: -

Verified that the contents of my above affidavit are true and correct to the best of my knowledge and belief and nothing has been kept concealed therein.

Date:

Place:

Deponents

BEFORE THE HON’BLE COURT OF PRINCIPAL JUDGE/FAMILY COURT, SAS NAGAR (MOHALI)

HMA_____ /2026

Xxxxxx Versus Xxxxxx

LIST OF DOCUMENTS

S.NO	PARTICULARS	Annexures	PAGE NOS.
	LIST OF DOCUMENTS		
1.	Marriage Card and Photographs	P-4 (Colly..)	14-15
2.	Compromise Deed	P-5	16-18
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4.	Aadhar Card of Xxxxxx	P-7	20
5.	Aadhar Card of Xxxxxx	P-8	21
6.	Gas Connection/ Electricity Bill of Xxxxxx	P-9	22

Place: Mohali

Dated:

Annexure P-4 (Colly..)

**AFFIX
MARRIAGE CERTIFICATE
OR
MARRIAGE CARD
AND PHERA PHOTOGRAPHS**

COMPROMISE AGREEMENT / SETTLEMENT DEED

This Compromise Agreement (“Agreement”) is executed on **22.12.2025**, at Mohali.

BETWEEN

XXXXXX D/o Sh. XXXXX, W/o Sh. XXXXXX R/o XXXXXXX, Chandigarh.

hereinafter referred to as the **“First Party” (Wife)**,

AND

XXXXXX, Son of XXXXXXX, Resident of XXXXXX Mohali,
hereinafter referred to as the **“Second Party” (Husband)**.

(The First Party and Second Party are hereinafter collectively referred to as the **“Parties”**.)

WHEREAS

- A. The Parties were married according to Hindu rites and ceremonies and are governed by the provisions of the Hindu Marriage Act, 1955.
- B. Due to matrimonial differences, the Parties have been living separately and have decided to amicably resolve all their disputes by mutual consent.
- C. The Parties have voluntarily arrived at this settlement without any force, coercion, or undue influence.

NOW, THEREFORE, in consideration of the mutual promises and undertakings, the Parties agree as follows:

A. SETTLEMENT AMOUNT

- 1. The Second Party shall pay a total sum of **Rs.** _____ to the First Party towards **full and final settlement** of:
 - o past, present, and future maintenance of the First Party;
 - o permanent alimony of the First Party; and
 - o all other claims whatsoever, including any claim in the movable or immovable property of the Second Party or his parents, and vice-versa.

B. MODE OF PAYMENT

- 1. **Rs.** _____ shall be paid by the Second Party to the First Party at the time of recording of the **First Motion** under Section 13-B of the Hindu Marriage Act, 1955.
- 2. The remaining _____ shall be paid by the Second Party to the First Party at the time of recording of the **Second Motion** under Section 13-B of the Hindu Marriage Act, 1955.

C. STRIDHAN, PROPERTIES, CAR AND GOLD ITEMS

- 1. All claims relating to **stridhan, properties, and gold items** of both Parties

against each other stand fully settled.

2. After execution of this Agreement, neither Party nor their respective parents shall initiate any civil or criminal proceedings against each other in respect of stridhan, properties, or gold items.
3. However, the following gold items presently lying in the custody of the Second Party along with a car shall be handed over to the First Party at the time of recording of the **Second Motion**:

- _____

D. CHILD EXPENSES

1. The Parties have one child, **Xxxxxx**, aged about ____ **years**, born on _____.
2. The child shall be free to reside with either parent as per his own choice or custody shall remain with _____
3. All education expenses of the child shall be borne exclusively by the _____

E. DIVORCE PETITION UNDER SECTION 13-B HMA

1. Upon execution of this Agreement, the Parties shall jointly file a petition for divorce by mutual consent under **Section 13-B of the Hindu Marriage Act, 1955**, strictly in accordance with the terms of this settlement.
2. Both Parties shall appear before the competent court and cooperate fully at the time of recording their statements for both the First and Second Motions.

F. WITHDRAWAL OF PENDING CASES

1. Prior to the recording of the **Second Motion**, both Parties shall withdraw all civil and/or criminal cases, if any, filed against each other.
2. Both Parties undertake that they shall not file any litigation against each other in the future on the same cause of action.

G. NON-INTERFERENCE

Both Parties undertake that they shall not interfere in each other's personal, professional, or social life in any manner whatsoever hereafter.

H. FINALITY OF SETTLEMENT

1. The total settlement amount of **Rs.** _____ shall constitute **full and final alimony, maintenance, and compensation** payable to the First Party.
2. After fulfilment of the terms of this Agreement, neither Party shall have any claim whatsoever against the other with respect to:
 - o movable or immovable property of either Party or their parents;
 - o maintenance or alimony;
 - o past or present grievances;

- domestic violence;
 - dowry or stridhan disputes; or
 - any monetary, civil, or criminal claims.
3. After receipt of the entire settled amount, the First Party shall not claim any further maintenance, alimony, or dues from the Second Party at any stage in the future.

I. BREACH OF COMPROMISE

In the event either Party violates or resiles from the terms of this Agreement, the aggrieved Party shall be at liberty to take appropriate legal action in accordance with law.

J. VOLUNTARY EXECUTION

This Agreement has been read, understood, and voluntarily signed by both Parties in full possession of their senses and without any pressure or coercion.

IN WITNESS WHEREOF, the Parties have signed this Agreement on the date and place mentioned above.

First Party (Wife)

Signature: _____

Name: Xxxxxxx

Second Party (Husband)

Signature: _____

Name: Xxxxxxx

Witnesses:

**AFFIX
AADHAR CARD OF CHILD**

**AFFIX
AADHAR CARD OF P-1**

Annexure P-8

**AFFIX
AADHAR CARD OF P-2**

AFFIX GAS CONNECTION OR ELECTRICITY BILL