

NOVA SCOTIA COURT OF APPEAL
Cite as: Datt v. Datt, 1995 NSCA 41

Matthews, Chipman and Freeman

BETWEEN:

SHIV SINGH DATT)	
G. Douglas Sealy)	
)	Julia E. Cornish
)	for the Appellant
)	
Appellant)	
)	
- and -)	
)	Deborah E. Gillis
)	Lori Cruickshank
)	for the Respondent
GORDIAL K. DATT)	
)	
)	
Respondent)	Appeal Heard:
)	February 13, 1995
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)	Judgment Delivered:
)	February 13, 1995
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THE COURT: Appeal and cross-appeal dismissed with no costs to either party per oral reasons for judgment of Matthews, J.A.; Chipman and Freeman, JJ.A. concurring.

The reasons for judgment were delivered orally by:

MATTHEWS, J.A.:

The issues on this appeal relate to a decision and corollary relief judgment rendered by a judge of the Supreme Court subsequent to the granting of a divorce decree.

The parties were married on August 8, 1973. Cohabitation ceased on August 28, 1992. There are three children of the marriage.

The parties were unable to agree upon the issues of custody of the children, quantum of support for the respondent and the children and the division of assets and awards which should be made in respect thereof. The trial judge granted custody of the children to the respondent with liberal access to the appellant. This appeal concerns his decision in respect to the amount of support for the children to be paid to the respondent and his awards in respect to various assets including pensions.

The appellant has placed before this Court eight issues. The respondent has cross-appealed on three. Between the appellant and respondent, the parties have placed in issue most of the trial judge's decision..

We have read the material filed and in particular studied the factums of counsel and heard their submissions. It is our unanimous opinion that the trial judge has not committed error which would cause this Court to interfere. The overall result in our view is equitable.

We dismiss both the appeal and cross-appeal with no costs to either party.

J.A.

Concurred in:

Chipman, J.A.

Freeman, J.A.

NOVA SCOTIA COURT OF APPEAL

BETWEEN:

SHIV SINGH DATT

)
)
Appellant)

- and -
FOR

) REASONS

BY:
GORDIAL K. DATT

) JUDGMENT

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)
Respondent)

) MATTHEWS,
) J.A.

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