

**IN THE SUPREME COURT OF INDIA**  
**CIVIL ORIGINAL JURISDICTION**

**TRANSFER PETITION(S) (CIVIL) NO(S). 660/2017**

**VANDANA SAUDA**

**Petitioner(s)**

**VERSUS**

**SUDARSHAN BHUVNESHWAR BARETH**

**Respondent (s)**

**ORDER**

This petition has been filed by the petitioner(wife) under Section 25 of the Code of Civil Procedure, 1908 seeking transfer of Hindu Marriage Petition No. 11 of 2016 titled as “Sudarshan Bhuvneshwar Bareth Versus Vandana Sauda”, pending in the Court of 3<sup>rd</sup> Addl. Senior Civil Court, Room No. 312, Gandhinagar, Gujarat – 382011, to the Family Court at Udaipur (Rajasthan).

Mr. Marinmay Bhattmewara, learned counsel appearing for the respondent refers to the Memorandum of Understanding dated 18.10.2019 to point out that the matrimonial disputes has been amicably resolved through the Supreme Court Mediation Centre. Today, the petitioner (Vandana Sauda) and the respondent (Sudarshan Bhuvneshwar Bareth) are present in the same premises at Udaypur and the Court has interacted with both the litigants.

The settlement terms have been produced with the joint application filed by the parties. It indicates that the respondent will pay a sum of Rs.11,00,000/- (Rupees Eleven Lakh only) to the petitioner towards permanent alimony and all

other claim whatsoever. The parties have also agreed for quashing of all the cases pending between the parties which have been referred in the prayer clause of the application. Other terms of settlement are also reflected in the agreement signed by the parties and their respective counsel.

Having considered the above and the interaction with the counsel and the parties, invoking the powers under Article 142 of the Constitution of India, the decree of divorce is granted to the petitioner and the respondent, who have been residing separately since 2013. The parties shall abide by all the terms and conditions of their settlement agreement.

The respondent is ready with the bank draft of Rs. 11,00,000/- bearing No. 111282 dated 20.07.2020 drawn on the State Bank of India and the same is handed over to the petitioner under due acknowledgement, in presence of the respondent's counsel.

In view of the current situation and irregular function of the court, the parties have prayed for quashing of the case mentioned in the prayer of the application, be also ordered by this Court itself. Allowing the prayer, the Criminal Case No. 328 of 2014 titled as "State Versus Sudarshan & Ors." arising out of FIR of Case Crime No. 178 of 2013 is quashed.

The Court then takes note of the submission of Mr. Marinmay Bhattmewara, learned counsel for the respondent who assures that respondent's father ( Col. Bhuvneshwar Bareth) who has filed the other cases shall withdraw them simultaneously with the cases which have been filed by the petitioner(wife)

**against the respondents. This assurance is recorded and the parties are ordered to do the needful.**

**Necessary orders in the above terms are passed. Ordered accordingly.**

**The Transfer Petition is, accordingly, disposed of.**

**.....J.  
(HRISHIKESH ROY)**

**NEW DELHI;  
JULY 22, 2020 .**

