

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 734 OF 2020

SAU. NISHA NISHANT MUKHIYA

Petitioner(s)

VERSUS

NISHANT PRABHUDAS MUKHIYA

Respondent(s)

O R D E R

Heard Mr. Shishir Kumar Saxena, learned counsel for the petitioner and Mr. Pallav Mongia, learned counsel for the respondent.

The parties in this litigation are also personally present in the Court.

Through the efforts made by the Mediator appointed by the Supreme Court Mediation Centre, both the parties have arrived at an amicable settlement and the terms are reflected in the agreement dated 26th July, 2022.

The Court is informed that the requisite payment to be made by the respondent to the petitioner is already made. Parties have agreed to withdrawal/quashment of the cases filed against each other. No issue is born out of the wedlock.

Having regard to the above, we deem it appropriate to say that the proceedings initiated by the parties, as referred to in paragraph 3 of page 10 of the application for dissolution of Marriage by mutual consent the details of

which are extracted as follows, shall stand closed/quashed.

S. No.	Particulars	Provision	Court	Filed by
1.	H.M.P. No. 53 of 2019	Section 13(1) (ia) of the Hindu Marriage Act, 1955	Khamgaon	Nishant Mukhiya
2.	MCA 34 of 2019	Section 28 of the Hindu Marriage Act, 1955 and Section 96 the Code of Civil Procedure, 1908	Khamgaon	Nisha Nishant Mukhiya
3.	RCS HM No. 97 of 2019	Section 9 of the Hindu Marriage Act, 1955	Guna	Nisha Nishant Mukhiya
4.	Case No. RCT 1906 of 2019	Section 498-A, 323, 506, 34 of Indian Penal Code, 1860 and Section 3 and 4 of Dowry Prohibition Act, 1961	Guna	Nisha Nishant Mukhiya
5.	Case No. MJC R245 of 2019	Section 12, 19, 20, 21, 22, 23 of Domestic Violence Act, 2005	Guna	Nisha Nishant Mukhiya
6.	Case No. MJC R 92 of 2019	Section 125 of the Code of Criminal Procedure, 1973	Guna	Nisha Nishant Mukhiya
7.	Case No. MJC R 70 of 2021	Section 128 of the Code of Criminal Procedure, 1973	Guna	Nisha Nishant Mukhiya

In view of the submissions and the pleadings in paragraphs 1 and 2, the dissolution of marriage is ordered

between Sau. Nisha Nishant Mukhiya and Nishant Prabhudas Mukhiya by invoking our power under Article 142 of the Constitution of India.

Decree be drawn up accordingly.

Both the parties will abide by the terms of the settlement. The agreement is made part of this order.

The transfer petition stands disposed of accordingly.

....., J.
[K.M. JOSEPH]

....., J.
[HRISHIKESH ROY]

New Delhi;
September 05, 2022.

ITEM NO.32

COURT NO.6

SECTION XVI-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Transfer Petition (Civil) No. 734/2020

SAU. NISHA NISHANT MUKHIYA

Petitioner(s)

VERSUS

NISHANT PRABHUDAS MUKHIYA

Respondent(s)

(Mediation Report alongwith Settlement Agreement dated 26.07.2022 received.)

(With IA No. 22816/2022 - EXEMPTION FROM FILING O.T. and IA No. 62375/2020 - EXEMPTION FROM FILING O.T. and IA No. 62374/2020 - STAY APPLICATION)

Date : 05-09-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.M. JOSEPH
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s)

Mr. Shishir Kumar Saxena, Adv.
Mr. R. N. Pareek, Adv.
Mr. Brijendra Singh, Adv.
Mr. Sachin Pahwa, Adv.
Ms. Payal Swarup, Adv.
Mr. Praveen Swarup, AOR

For Respondent(s)

Mr. Pallav Mongia, AOR
Mr. Kushank Sindhu, Adv.
Ms. Gazal Ghai, Adv.

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

The transfer petition stands disposed of in terms of
the signed order.

Pending applications stand disposed of.

(NIDHI AHUJA)
AR-cum-PS

(RENU KAPOOR)
ASSISTANT REGISTRAR

[Signed order is placed on the file.]