

other academic interests involved, the child growing up now being 13 years old, those adjustments will be made.

We take the aforesaid statement on behalf of the respondent on record.

In view of the aforesaid position, time period between the first and the second motion having already elapsed, it is requested that decree of divorce be passed by this court itself exercising our power under Article 142 of the Constitution of India.

We take the second motion on record and pass decree of divorce in respect of two parties that the parties remaining bound by the terms and conditions of the settlement. We make it clear in the given facts of the case, we are exercising our powers under Article 142 of the Constitution of India.

The only other aspect expressed by the respondent, albeit not forming part of the settlement was proceedings initiated against Mr. Anup Majumdar at Jabalpur. The respondent expressed some reservations on this count but then agreed since over all disputes are being settled those proceedings be also quashed. FIR No.457/2010 is thus quashed.

In terms of the settlement, the following criminal cases are quashed and all other proceedings are terminated:

- 1) FIR No.157/2008
- 2) M-138/2008
- 3) C-715/2008

- 4) Case No.1647/2009
- 5) FIR No.118/2009
- 6) FIR No.246/2010
- 7) FIR No.448/2010
- 8) FIR No.820/2010
- 9) FIR No.109/2014

The respondent has in fact expressed willingness that even beyond the settlement, he will be giving whatever assistance the child needs.

The original documents submitted in the course of the FIR aforesaid by the respondent be returned to the respondent.

The appeal is accordingly disposed of.

.....J.
[SANJAY KISHAN KAUL]

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

New Delhi;
September 13, 2019.

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 10635/2019

(Arising out of impugned final judgment and order dated 12-04-2019 in FA No. 771/2016 passed by the High Court of M.P Principal Seat at Jabalpur)

ISHITA BHATTACHARYA (CHAKRABORTY) Petitioner(s)

VERSUS

SUKANT BHATTACHARYA Respondent(s)

(IA No. 69023/2019 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 107353/2019 - INITIATING CRIMINAL PROCEEDINGS U/S 340 OF CRPC

IA No. 88067/2019 - PERMISSION TO APPEAR AND ARGUE IN PERSON)

Date : 13-09-2019 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE K.M. JOSEPH

For Petitioner(s) Ms. Kiran Suri, Sr. Adv.
Mr. Dipak Bhattacharya, Adv.
Mr. S.J. Amith, Adv.
Ms. Aishwarya Kumar, Adv.
Mr. Karri Venkata Reddy, Adv.
Mr. V. K. Sidharthan, AOR

For Respondent(s) Respondent-in-person

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

Permission is granted to appear and argue in person.
Leave granted.

The appeal is disposed of in terms of the signed
order.

Pending applications shall also stand disposed of.

(ANITA MALHOTRA)
COURT MASTER

(ANITA RANI AHUJA)
COURT MASTER

(Signed order is placed on the file.)