

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
MISCELLANEOUS APPLICATION NO. 1558 OF 2021
IN
CRIMINAL APPEAL NO. 1279 OF 2015

BHUVAN C SOMANI & ORS.

Appellant(s)

VERSUS

THE STATE OF MAHARASHTRA & ANR.

Respondent(s)

O R D E R

Having heard Ms. Anushree Prashit Kapadia, learned counsel appearing for the appellants and Mr. Samrat Krishnarao Shinde, learned counsel appearing for the respondent-State of Maharashtra and considering our earlier order passed by this Court dated 22.11.2019 by which in view of the Settlement between the parties and a joint application to give effect to the Settlement and the specific observation being cases referred to in Para 11 of the application are closed which includes a Complaint under Section 498A and others of IPC filed by Priya Bharat Somani in Naupada Police Station, Thane against Bharat C. Somani and his four other family members which is registered in Criminal Case No. 400835 of 2013 before the learned J.M.F.C. Court, Thane, we allow the present application and terminate the proceedings before the learned J.M.F.C. Court, Thane being Criminal Case No. 400835 of 2013. The proceedings before the learned J.M.F.C. Court, Thane being Criminal Case No. 400835 of 2013 shall stand closed.

While parting with the present order, we observe that the learned J.M.F.C. Court, Thane ought to have applied its mind and when a specific Criminal Case being Case No. 400835 of 2013 has been mentioned in the Consent Terms on the basis of which this Court passed an order, the learned J.M.F.C. Court, Thane ought to have closed the proceedings in Case No. 400835 of 2013.

The present Miscellaneous Application is allowed in the above terms.

Even Mr. Rajesh Srivastava, learned counsel appearing for the Respondent No.2 is also present and has stated at the Bar that he has no objection to terminate the proceedings pending before the learned J.M.F.C. Court, Thane as such being part of the consent terms

..... J.
(M.R. SHAH)

..... J.
(A.S. BOPANNA)

New Delhi;
October 04, 2021.

ITEM NO.10 Court 13 (Video Conferencing) SECTION II-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

Miscellaneous Application No. 1558/2021 in Cr1.A. No. 1279/2015

(Arising out of impugned final judgment and order dated 22-11-2019 in Cr1.A. No. No. 1279/2015 passed by the Supreme Court Of India)

BHUVAN C SOMANI & ORS.

Appellant(s)

VERSUS

THE STATE OF MAHARASHTRA & ANR.

Respondent(s)

(FOR ADMISSION and IA No.98677/2021-EXEMPTION FROM FILING O.T. and IA No.98675/2021-FOR DIRECTIONS)

Date : 04-10-2021 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MR. JUSTICE A.S. BOPANNA

For Petitioner(s) Ms. Anushree Prashit Kapadia, AOR
 Mr. Narendra Jain, Adv.
 Ms. Priyanka Rathi, Adv.

For Respondent(s) Mr. Samrat Krishnarao Shinde, Adv.
 Mr. Rahul Chitnis, Adv.
 Mr. Sachin Patil, AOR
 Mr. Aaditya A. Pande, Adv.
 Mr. Geo Joseph, Adv.

Mr. Rajesh Srivastava, AOR

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

The present Miscellaneous Application is allowed in terms of the signed order.

Pending applications stand disposed of.

(R. NATARAJAN)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
BRANCH OFFICER

(Signed order is placed on the file)