

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION(s)(Criminal) No(s). 354/2020

ASHA SINGH & ANR.

Petitioner(s)

VERSUS

SWETA SINGH & ANR.

Respondent(s)

O R D E R

Heard learned counsel for the parties.

This petition has been filed under Section 406 of the Criminal Procedure Code read with Order XXXIX of the Supreme Court Rules, 1966 by the petitioners seeking transfer of Case No.GR 165/2020 Gonda P.S. Case No. 122 of 2019 titled as "*State vs. Vinay Pratap Singh & Ors.*" pending before the Court of Judicial Magistrate First Class, Ranchi, Jharkhand to the Court of Competent Jurisdiction/Judicial Magistrate, Ist Class at Varanasi, Uttar Pradesh.

Though submissions have been made by the learned counsel for the respective parties in support of their respective stand, but having regard to the progress made in the aforesaid petition and bearing in mind the

convenience of the petitioners herein who are senior citizens and are ailing, who are the mother-in-law and father-in-law of the first respondent and the parents of the second respondent, I find that the interest of justice would be best served by continuing the aforesaid case before the Judicial Magistrate, First Class, Ranchi, Jharkhand. However, the petitioners are permitted to appear before the said Court through video conference facility.

In the circumstances, the Court of Judicial Magistrate First Class, Ranchi, Jharkhand is directed to provide video conferencing links well in time to enable the petitioners herein to appear through video conferencing on the days when the case is listed before the Court.

Liberty is also given to the petitioners herein that in case they intend to appear in-person on any date, they are permitted to do so. In case, video conferencing links are not provided to the petitioners or the hearing is not effective, then the petitioners are at liberty to move this court for further Orders in the matter.

With the aforesaid, the Transfer Petition stands disposed of.

Pending applications, if any, shall stand disposed
of.

.....J.
[B.V. NAGARATHNA]

New Delhi;
July 25, 2022.

ITEM NO.1606

COURT NO.11

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(s)(Criminal) No(s). 354/2020

ASHA SINGH & ANR.

Petitioner(s)

VERSUS

SWETA SINGH & ANR.

Respondent(s)

(mediation report received

IA No. 118631/2020 - EX-PARTE STAY

IA No. 118633/2020 - EXEMPTION FROM FILING O.T.

WITH

T.P.(C) No. 17-18/2021 (XVI-A)

IA No. 1595/2021 - EX-PARTE STAY

IA No. 33304/2022 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/ FACTS/
ANNEXURESIA No. 105749/2021 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/ FACTS/
ANNEXURES

Date : 25-07-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Parties

Mr. Ganesh Khanna, Adv.
Mr. Satyabeer Singh, Adv.
Mr. Manish Jain, Adv.
Ms. Lata R. Agarwal, Adv.
Mr. Vatsalya Vigya, AOR

Mr. Divyesh Pratap Singh, AOR
Mr. vikram Pratap Singh, adv.
Ms. Shivangi Singh, Adv.
Mr. Ajay Prabu, Adv.
Mr. Jayveer Yadav, Adv.

Mr. Rajeev Singh, AOR

Mrs. Pragya Baghel, AOR

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

Transfer Petition(s)(Criminal) No(s). 354/2020:

The transfer petition is disposed of in view of the Signed Order.

T.P.(C) Nos. 17-18/2021:

Heard learned counsel for the parties. It is noted that the respondent-husband has filed a petition seeking dissolution of marriage and another petition seeking custody of the minor boy child who is presently aged about 10 years.

Learned counsel for the petitioner submitted that the petitioner has filed criminal complaint under Section 498-A IPC which is being prosecuted by her at Ranchi. However, he further submitted that the petitioner is not averse appearing before the Supreme Court Mediation Centre so as to explore the possibility of an amicable settlement in the matters and also, if possible, to seek Divorce by mutual consent.

On the other hand, learned counsel for the respondent submitted that the respondent has no objection to appear before the Supreme Court Mediation Centre for the purpose of working out a settlement between the parties.

In the circumstances, both the petitions are referred to the Supreme Court Mediation Centre so as to enable the parties to explore the possibility of a mediated settlement between them.

The parties are directed to appear before learned Mediator, Supreme Court Mediation Centre in-person on 12.08.2022 at 11.30 A.M.

The respondent-husband to pay a sum of Rs.10,000/- to the

petitioner-wife towards her travel and lodging expenses so as to appear in-person before the Supreme Court Mediation Centre on the aforesaid date. The learned Mediator to ensure that the said amount be paid to the petitioner-wife by the respondent-husband on the said date.

In the meanwhile, proceedings in Divorce Petition No. 1023 of 2019 and Matrimonial Case No. 1737 of 2019 titled as "*Vinay Pratap Singh Visen vs. Shweta Singh*" pending before the Ld. Principal Family Judge, Varanasi (U.P.), shall remain stayed for a period of two months from today.

(JATINDER KAUR)
SENIOR PERSONAL ASSISTANT

(MALEKAR NAGARAJ)
BRANCH OFFICER

[Signed order is placed on the file]