

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO. 221 OF 2020

SHIPRA DHIRENDRA VARMA

PETITIONER(S)

VERSUS

DHIRENDRA GANPATLAL VARMA

RESPONDENT(S)

O R D E R

We have heard learned counsel for the petitioner as well as for the respondent and the petitioner and respondent who are connected by virtual mode and are identified by their respective counsel.

This petition is filed by the petitioner-wife under Section 25 of the Code of Civil Procedure seeking transfer of Marriage petition bearing no. A-2676 of 2018 titled "Dhirendra G. Varma vs. Shipra D. Varma" from the Family Court Bandra, Mumbai to the Family Court Ajmer, Rajasthan. This Court by order dated 16th April, 2021 has directed the parties to explore the possibility of settlement by way of mediation.

Now a joint application is filed by both the parties stating that they have arrived at an amicable settlement and have prayed for a decree of divorce by mutual consent by dissolving the marriage solemnized on 25.04.2007. Settlement Agreement dated 6th July, 2021 is filed and the same is taken on record. We have perused the same. The parties are connected in virtual mode, and are identified by their respective counsel. The parties have prayed

for grant of decree of divorce in exercise of power under Article 142 of the Constitution of India.

Having heard the learned counsel for the parties and after interacting with the parties, we deem it appropriate that it is a fit case to exercise our power under Article 142 of the Constitution of India and to dissolve the marriage by grant of decree of divorce. In view of the terms of Settlement Agreement dated 06.07.2021, the marriage solemnized between the parties on 25.04.2007 is hereby dissolved by granting decree of divorce. The decree be drawn accordingly. Consequently, the Divorce Petition No.501 of 2018 pending before the Family Judge, Ajmer, Rajasthan stands disposed of accordingly. Further, the criminal case arising out of FIR bearing No.0002 of 2018 on the file of P.S. Mahila Thana, Ajmer, Rajasthan registered for offences under Sections 498A and 406, IPC and Sections 3 and 4 of Dowry Prohibition Act, stands quashed.

The transfer petition is disposed of accordingly.

Parties are at liberty to produce a copy of this order to take necessary steps for disposal of all other cases between them.

.....J.
(R. SUBHASH REDDY)

.....J.
(ANIRUDDHA BOSE)

New Delhi;
August 31, 2021.

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. 221/2020

SHIPRA DHIRENDRA VARMA

Petitioner(s)

VERSUS

DHIRENDRA GANPATLAL VARMA

Respondent(s)

(IA No. 19368/2020 - EX-PARTE STAY AND IA No. 97619/2021 - PASSING
APPROPRIATE ORDER OR DECREE UNDER ARTICLE 142 OF THE CONSTITUTION)

Date : 31-08-2021 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R. SUBHASH REDDY
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s) Mr. Ajay Verma, Adv.
Mr. Harmeet Singh Ruprah, AOR
Mr. Ahmed Faraz, Adv.

For Respondent(s) Mr. Kapil Chandana, Adv.
Mr. Ronak Karanpuria, AOR

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

The transfer petition is disposed of in terms of
signed order.

Pending application(s), if any, shall stand disposed
of.

(NEETA SAPRA)
COURT MASTER

(DIPTI KHURANA)
COURT MASTER

(Signed order is placed on the file)