

ITEM NO.44 & 43

COURT NO.3

SECTION II-A/IX

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

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S). 9065/2017
(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 09-11-2017
IN CRLWP NO. 398/2017 PASSED BY THE HIGH COURT OF JUDICATURE AT
BOMBAY AT NAGPUR)

DR. RADHIKA

PETITIONER(S)

VERSUS

DR. DHIRAJ RAMSHANKARJI GUPTA & ANR. RESPONDENT(S)
(IA NO.135471/2017-STAY APPLICATION AND FOR ADMISSION AND I.R. AND
IA NO.124395/2017-EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)

SLP(C) 44/2018

Date : 11-01-2018 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI
HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s) Mr. Kapil Sibal, Sr. Adv.
Mr. Arunabh Chowdhury, Adv.
Mrs. Pragya Baghel, AOR
Ms. Malavika Rajkotia, Adv.

For Respondent(s) Mr. Kavin Gulati, Sr. Adv.
Ms. Radhika Gautam, AOR

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

SLP(CRL.) NO.9065 OF 2017

Heard the learned counsels for the parties and
perused the relevant material.

We find no merit in the present Special Leave Petition. The Special Leave Petition is accordingly dismissed.

SLP(C) NO.44/2018

Heard the learned counsels for the parties and perused the relevant material.

Exemption from filing certified copy of the impugned order is granted.

We are not inclined to interfere. However, we direct the learned Family Court, Nagpur, Maharashtra to decide the Custody Petition No.D-51 of 2017 within a period of 45 days from today.

For the aforesaid period, the custody of the child will remain with the petitioner - Dr. (Smt.) Radhika.

Needless to say the learned Family Court, Nagpur, Maharashtra will pass necessary orders as it deems proper without being influenced by the observations/findings either of the High Court or its own previous interim order.

The Special Leave Petition is disposed of in the above terms.

[VINOD LAKHINA]
AR-cum-PS

[ASHA SONI]
BRANCH OFFICER