

produced before us, shall form part of this order.

In terms of the compromise, the petitioner and the respondent have filed a joint application under Section 10A of the Divorce Act, 1869.

We have interacted with the parties present before us and we are convinced that they have taken a conscious decision, having been living separately since 2012. Having regard to the background of litigations between the parties, we are of the view that this is a fit case to invoke our special jurisdiction under Article 142 of the Constitution of India and pass orders on the application filed under Section 10A of the Divorce Act, 1869.

Accordingly, the petition for divorce on mutual consent filed under Section 10A is allowed. The marriage between the petitioner - Suma Easo Cherian and the respondent - Easo Cherian is dissolved by way of a decree of divorce on mutual consent. The parties shall be bound by the terms of settlement. Before we close this petition, we remind both the petitioner and the respondent that though they have severed their marital relationship, for their daughter - Sharon, Easo Cherian continues to be her father and Suma Easo Cherian continues to be her mother. The daughter is entitled to the love and affection of both the parents and their families. The daughter - Sharon also has a duty to respect,

love and reciprocate the love and and affection from both the parents and their families.

Since the marriage between the parties is dissolved by way of a decree of divorce on mutual consent, Petition No. 07 of 2017 pending in the court of 7th District Court at Kalyan, Navi Mumbai, Maharashtra stands dismissed.

We restrain the parties from instituting any civil or criminal proceedings pertaining to this matrimonial dispute, without leave of this Court.

In view of the above, the Transfer Petition is disposed of.

.....J.
[KURIAN JOSEPH]

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

New Delhi;
July 12, 2018.

ITEM NO.26

COURT NO.4

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)(Civil) No(s). 2356/2017

SUMA EASO CHERIAN

Petitioner(s)

VERSUS

EASO CHERIAN

Respondent(s)

(IA No.24846/2018-PERMISSION TO APPEAR AND ARGUE IN PERSON)

Date : 12-07-2018 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

Mediator Sh. Salman Khurshid, Sr. Adv.

For Petitioner(s) Mr. Jose Abraham, AOR
Mr. M. P. Srivignesh, Adv.
Mr. B. Mathews, Adv.
Ms. Sarah Shaji, Adv.
Mrs. Neema Noor Mohamed, Adv.

For Respondent(s) Respondent-in-person

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

The Transfer Petition is disposed of in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR

PS : Memorandum of Compromise (in original) dated 11.07.2018 and Petition under Section 10A of the Divorce Act dated 12.07.2018 (in original) are enclosed with this Record of Proceeding.