

IN THE SUPREME COURT OF INDIA
CIVIL/CRIMINAL ORIGINAL JURISDICTION
TRANSFER PETITION (C) NO. 317 OF 2019

WITH

IA NO. 103826 OF 2022

RESHMA SAINATH SABLE

Petitioner(s)

VERSUS

SAINATH BABAN SABLE

Respondent(s)

WITH

TRANSFER PETITION (CRL.) NOS. 624-626 OF 2019

O R D E R

1. Today, when the present proceedings are taken up for further hearing, it is stated by learned counsel appearing for both the parties that, pursuant to the earlier order passed by this Court dated 17.11.2021, the parties were referred to the Supreme Court Mediation Centre and parties have arrived at an amicable settlement recorded as per the Settlement Agreement dated 23.02.2022 and both the parties have agreed to act as per the Settlement Agreement, more particularly, the terms and conditions mentioned in para 7A-7D. The parties have also further mutually agreed that the custody of the minor child will remain with the petitioner-mother, however, respondent-husband will have visiting rights three times in a calendar month, the modalities of which are stated in para 8 of the Settlement Agreement. Both the parties have also jointly prayed for divorce by mutual consent and have requested to dissolve the marriage between the parties even by exercising the powers under

Article 142 of the Constitution of India. The Settlement Agreement dated 23.02.2022 be treated as part of the present proceedings including IA No. 10386 of 2022.

Both the parties i.e. the petitioner and the respondent are directed to act as per the Settlement Agreement dated 23.02.2022.

As the dispute is amicably settled between the parties and there is a joint request to pass a divorce decree and to dissolve the marriage between the parties, we, in exercise of powers under Article 142 of the Constitution of India and to see to it that the litigation and the dispute between the parties is put to an end, order the dissolution of marriage between the petitioner and the respondent and there shall be a divorce decree.

The present Petitions including IA No. 103826/2022 stand disposed of accordingly.

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

..... J.
(B.V. NAGARATHNA)

New Delhi;
July 29, 2022.

ITEM NO.30

COURT NO.9

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). 317/2019

RESHMA SAINATH SABLE

Petitioner(s)

VERSUS

SAINATH BABAN SABLE

Respondent(s)

(**Mediation report/settlement agreement dated 23.02.2022 has been received.

IA No. 103826 of 2022 - APPLICATION FOR GRANT OF DIVORCE BY MUTUAL CONSENT

IA No. 28674/2019 - EXEMPTION FROM FILING O.T.

IA No. 28673/2019 - STAY APPLICATION

WITH

T.P.(Cr1.) No. 624-626/2019 (XVI-A)

IA No. 181757/2019 - EX-PARTE STAY

IA No. 181761/2019 - EXEMPTION FROM FILING O.T.)

Date : 29-07-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Parties: Ms. Shivangini Gupta, Adv.
Mr. Arun Wighmal, Adv.
Ms. Manisha Ambwani, AOR

Mr. Aviral Kashyap, AOR
Mr. Sumant De., Adv.

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

The present Petitions including IA No. 103826/2022 stand disposed of in terms of the signed order.

Pending applications also stand disposed of.

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

(NISHA TRIPATHI)
ASSISTANT REGISTRAR

(Signed order is placed on the file)