

IN THE SUPREME COURT OF INDIA  
CRIMINAL ORIGINAL JURISDICTION  
TRANSFER PETITION (CRIMINAL) NO.5 OF 2017

HITESH KAWAD Petitioner(s)

VERSUS

CHETNA JAIN ALIAS DIMPLE Respondent(s)

WITH

TRANSFER PETITION (CRIMINAL) NO.7 OF 2017

**O R D E R**

In divorce proceedings filed by the husband at Jodhpur, a settlement was arrived at between the husband and the wife. Thereafter, by order dated 15.02.2019, the Principal Judge, Family Court, Jodhpur passed a decree of divorce under Section 13B of the Hindu Marriage Act, 1955. A copy of said decree of divorce passed by the Family Court Jodhpur is taken on record.

Since the parties have settled the matter and have decided to part ways and the decree of divorce has also been passed, we quash the following proceedings in exercise of our powers under Article 142 of the Constitution of India:

- a) Maintenance Petition being Case No.15/13 filed under Section 406 IPC, titled as "*Chetna Jain @ Dimple v. Hitesh Kawad*" pending before the Court of ACJM-II, Gonda, UP.; and
- b) Complaint Case No.141/2014 filed under Sections 498A/323/504/506 IPC read with Sections 3 and 4 of the Dowry Prohibition Act, titled as "*Smt. Chetna Jain @ Dimple v. Ratan Devi Kawad & Others*" pending before the Court of J.M. First Class, Gonda, UP.

Both the transfer petitions stand disposed of accordingly.

.....J.  
[UDAY UMESH LALIT]

.....J.  
[INDU MALHOTRA]

NEW DELHI;  
FEBRUARY 26, 2019

ITEM NO.8

COURT NO.8

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 (Criminal) No.5/2017

HITESH KAWAD

Petitioner(s)

VERSUS

CHETNA JAIN ALIAS DIMPLE

Respondent(s)

(IA No.325/2017 - FOR EX-PARTE STAY)

WITH

T.P. (Cr1.) No.7/2017 (XVI-A)

(IA No.406/2017 - FOR EXEMPTION FROM FILING O.T.; and, IA No.407/2017 - FOR EX-PARTE STAY)

Date : 26-02-2019 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT  
HON'BLE MS. JUSTICE INDU MALHOTRA

For Petitioner(s)    Mr. Chirag Madan, Adv.  
                                 Mr. Ravleen Sabharwal, Adv.  
                                 Mr. Anubhav, Adv.  
                                 Mr. Vipul Sharma, Adv.  
                                 Mr. G. Sai Krishna, Adv.  
                                 Mr. Jugul Kishore Gupta, Adv.  
                                 Mr. Balaji Srinivasan, AOR

For Respondent(s)    Mr. H.D. Thanvi, Adv.  
                                 Ms. Preeti Thanvi, Adv.  
                                 Mr. Rishi Matoliya, AOR

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

The transfer petitions stand disposed of, in terms of the signed order.

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

(MUKESH NASA)  
COURT MASTER

(SUMAN JAIN)  
BRANCH OFFICER