

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

Transfer Petition (Civil) No. 445/2020

NUTAN SINGH

Petitioner(s)

VERSUS

MANISH KUMAR & ORS.

Respondent(s)

O R D E R

Heard learned counsel for the parties.

After notice was issued in these proceedings, the parties appear to have entered into an agreement under the aegis of the Supreme Court Mediation Center. A copy of the settlement deed dated 1st June, 2022 has been placed on record along with an affidavit by the petitioner- wife. As per the terms of the settlement, the parties have agreed to divorce by mutual consent. The settlement agreement contains other terms as well including that they would jointly seek for decree of divorce.

The respondent is present. As narrated previously, the petitioner has affirmed an affidavit in support of the settlement agreement. This Court is therefore satisfied that the parties have voluntarily resolved their dispute in terms of the settlement agreement.

In accordance with their request, the Court hereby exercises its power and jurisdiction under Article 142 of the

Constitution of India and dissolves the marriage of the petitioner and respondent.

Clause 2 of the settlement agreement also stipulates that pending proceedings inter se between the parties would be settled or disposed of. The description of those proceedings is at Para 6 of the application being IA 205001 of 2022.

In terms of the settlement, it is hereby directed that the two proceedings pending in the following Courts are hereby disposed of;

Sr. No.	Description
1.	HMA Petition No. 2683/2019 titled as "Manish Kumar Vs. Nutan Singh & Ors " being a Divorce Petition pending before the Court of Principal Judge, Family Court, Delhi (South-West)
2.	Maintenance Petition bearing OMC No. 350 of 2019 pending before the Court of Principal Judge, Family Court, Bokaro, Jharkhand.

The respondent has handed over jewellery as well as the agreed amount through Demand Draft in terms of the settlement agreement.

The settlement agreement shall form part of the decree of this Court. The decree shall also reflect the decree of divorce.

The Transfer Petition is disposed of in the above terms.

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

.....J.
(S. RAVINDRA BHAT)

.....J
(DIPANKAR DATTA)

New Delhi;
January 5th, 2023

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Transfer Petition(s)(Civil) No(s). 445/2020

NUTAN SINGH

Petitioner(s)

VERSUS

MANISH KUMAR & ORS.

Respondent(s)

IA No. 29864/2020 - EX-PARTE STAY)

Date : 05-01-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE DIPANKAR DATTA

For Petitioner(s) Mr. Kumar Prashant, Adv.
Ms. Archana Pathak Dave, AOR
Mr. Akshat Sharma, Adv.For Respondent(s) Mr. Brijesh Kumar Tamber, AOR
Mr. Yashu Rustagi, Adv.
Ms. Gargi Tyagi, Adv.Dr. Vinod Kumar Tewari, AOR
Mr. Vivek Tiwari, Adv.
Mr. Pramod Kr. Tiwari, Adv.
Ms. Priyanka, Adv.
Mr. Vinay Rai, Adv.
Mr. Vishweshwar Mishra, Adv.
Mr. Satyam Pandey, Adv.UPON hearing the counsel the Court made the following
O R D E RThe Transfer Petition is disposed of in terms of the
signed order.

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

(HARSHITA UPPAL)
SENIOR PERSONAL ASSISTANT(MATHEW ABRAHAM)
COURT MASTER (NSH)

(Signed order is placed on the file)