

IN THE SUPREME COURT OF INDIA
CIVIL/CRIMINAL ORIGINAL JURISDICTION
TRANSFER PETITION (C) NO. 12 OF 2020

ANJALI SARSAIYA

Petitioner(s)

VERSUS

ANAND PRAKASH

Respondent(s)

WITH

TRANSFER PETITION (Cr1.) NO. 95 OF 2020

O R D E R

(1) These petitions are filed respectively by the petitioner-wife seeking transfer of petition bearing H.M.A. No.1479 of 2019 titled as Anand Prakash vs. Anjali Sarsaiya pending before the Principal Judge, Family Court, Central District, Tis Hazari Courts, Delhi to the Family Court, Jhansi, U.P. AND by the respondent-husband seeking transfer of Case No.838 of 2019 titled as Anjali Sarsaiya vs. Anand Prakash pending before Family Court, Jhansi, U.P. to Principal Judge, Family Court, Central District, Tis Hazari Courts, Delhi.

(2) On the request of learned counsel for the parties, on 13th April, 2022, the matter was referred to the Supreme Court Mediation Centre to explore the possibility of resolving the dispute between the parties. In the mediation, the matter was amicably settled between the parties and the Mediation Centre has sent to this Court the mediation report along with Settlement Agreement dated 17th May, 2022, duly signed by both the parties and their respective learned advocates containing the terms and conditions governing the settlement. As per the Settlement Agreement dated 17th May, 2022, the respondent-husband has given a cheque of Rs.90,000/- (Rupees Ninety thousand) bearing No. 716638 drawn on SBI/Metcalfe House branch, dated 17.5.2022 towards full and final settlement in the name of petitioner-wife and further husband will give a cheque of Rs.1,00,000/- (Rupees one lakh) towards full and final settlement of permanent alimony at the time of dissolution of marriage. Both the parties have agreed to withdraw the cases filed by them against each other.

(3) The Petitioner-wife has now filed an application (I.A.No.93114 of 2022) under Article 142 of the Constitution of India for seeking dissolution

of their marriage by granting a decree of divorce by mutual consent.

(4) Having regard to the amicable settlement arrived at between the parties, the marriage between the petitioner-wife and the respondent-husband stands dissolved by way of a decree of divorce by mutual consent. The Settlement Agreement dated 17th May, 2022 shall form part of this Order.

(5) All litigations pending between the parties, details of which are mentioned in the Settlement Agreement dated 17th May, 2022 shall also stand closed and the respective courts shall take note of this order and dispose of the proceedings.

(6) The Application (I.A.No.93114 of 2022) is accordingly allowed and the transfer petitions are disposed of.

.....J.
(S. ABDUL NAZEER)

.....J.
(V. RAMASUBRAMANIAN)

NEW DELHI
SEPTEMBER 02, 2022

ITEM NO.41

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). 12/2020

ANJALI SARSAIYA

Petitioner(s)

VERSUS

ANAND PRAKASH

Respondent(s)

IA No. 2084/2020 - EX-PARTE STAY
 IA No. 61904/2020 - EXEMPTION FROM FILING AFFIDAVIT
 IA No. 2085/2020 - EXEMPTION FROM FILING O.T.
 IA No. 93114/2022 - PASSING APPROPRIATE ORDER OR DECREE UNDER
 ARTICLE 142 OF THE CONSTITUTION)

WITH T.P.(Cr1.) No. 95/2020 (XVI-A)
 IA No. 61912/2020 - EXEMPTION FROM FILING AFFIDAVIT
 IA No. 25425/2020 - EXEMPTION FROM FILING O.T.
 IA No. 129368/2020 - EXEMPTION FROM FILING O.T.
 IA No. 25427/2020 - STAY APPLICATION)

Date : 02-09-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. ABDUL NAZEER
 HON'BLE MR. JUSTICE V. RAMASUBRAMANIAN

For the parties:

Mrs. Kirti Renu Mishra, AOR
 Ms. Apurva Upmanyu, Adv.

Mr. Irshad Ahmad, AOR
 Mr. Sanobar Ali, Adv.

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

The Application (I.A.No.93114 of 2022) is allowed and
 the Transfer Petitions are disposed of in terms of the signed
 order.

Pending applications, if any, also stand disposed of.

(NEELAM GULATI)
 ASTT. REGISTRAR-cum-PS

(KAMLESH RAWAT)
 COURT MASTER (NSH)

(Signed order is placed on the file.)