



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

MISCELLANEOUS CIVIL APPLICATION NO. 405 OF 2025

Priyanka Darshan Dhuri alias ..Applicant
Priyanka Vinayak Palav

Versus

Darshan Satish Dhuri ..Respondent

Mr. Shivraj Kunchge a/w. Mr. Arijit Kotiyal, Advocates, for the Applicant
Mr. Shashank Shubham a/w. Mr. Yogen Kakde, Advocates, for the
Respondent

CORAM : RAJESH S. PATIL, J.

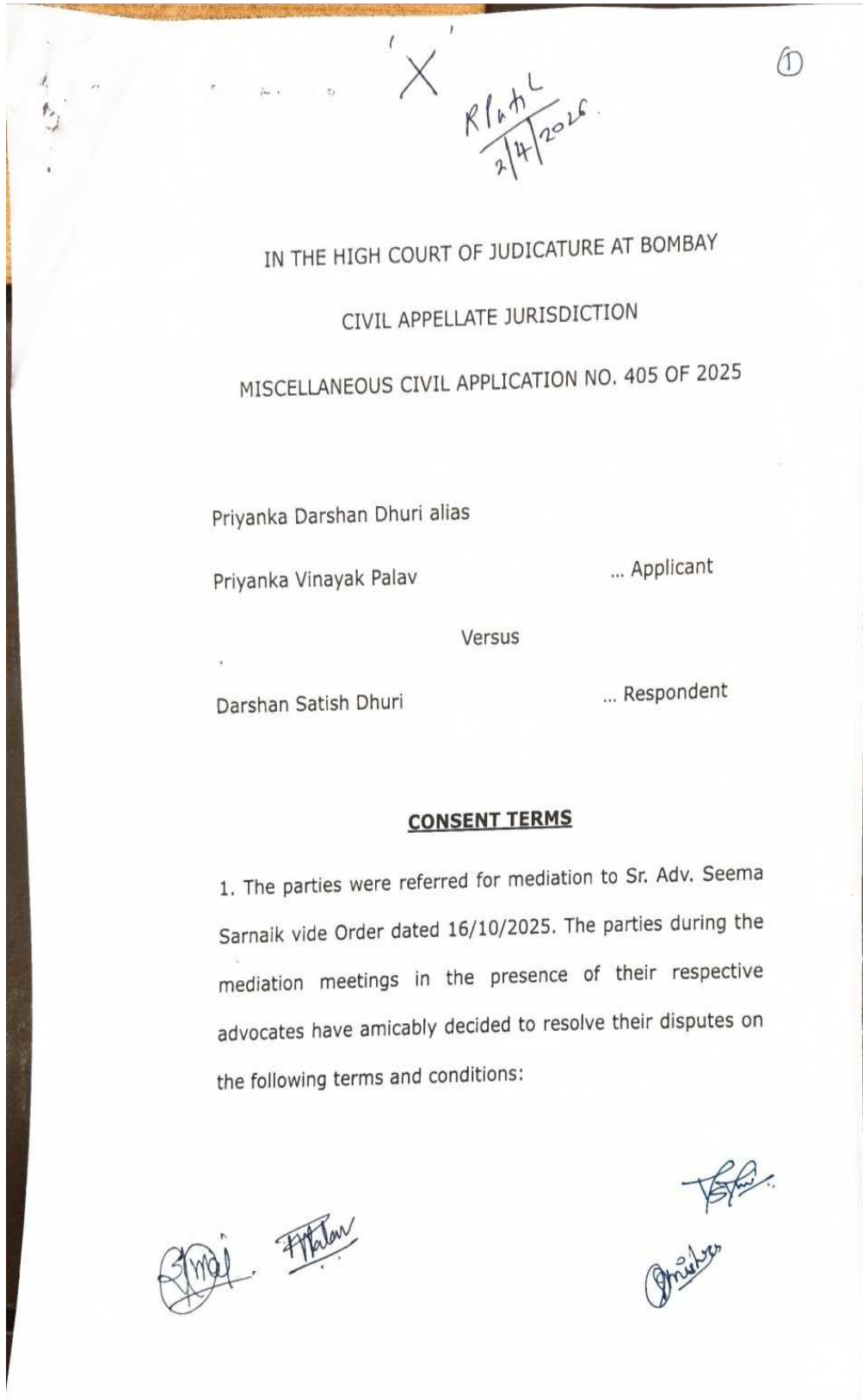
DATE : 02.04.2026

P. C.

1. Both the learned Counsels submit that the mediation was successful and the parties have entered into Consent Terms. They have tendered the Original Consent Terms dated 01.04.2026 which according to them has been signed by both the learned Counsel for the respective parties. So also both the respective parties have also signed the said Consent Terms. The Mediator has also signed the said Consent Terms dated 01.04.2026. The said Consent Terms are taken on record and marked as "X" for identification purpose. The statements made in the Consent Terms are accepted as an undertakings given to this Court. All the undertakings are also accepted.



2. For ease of reference, a scanned copy of the Consent Terms is reproduced hereinbelow :-





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2. It is undisputed fact that parties were married on 5/6/2019. There are no issues/children born from the said wedlock. The parties are living separately from 27/2/2025. The Respondent has filed Petition for divorce U/s. 13(1)(ia) of Hindu Marriage Act before the Hon'ble Court of C.J.S.D. Pune bearing Marriage Petition No.356 of 2025 and is pending. The Applicant on 05/05/2025 has filed FIR bearing C.R. No. 89 of 2025 U/s 85, 115(2), 352, 351(2), and 3(5) under the Bharatiya Nyaya Sanhita, 2023 in Sanpada Police Station, Navi Mumbai. The Applicant on 28/4/2025 has filed criminal proceedings under Domestic Violence Act before the Hon'ble Court of J.M.F.C. Belapur bearing PW/DV No.85 of 2025 and is pending. The Applicant has filed above MCA No.405/2025 in this Hon'ble Court for transfer of divorce proceedings from Pune to Belapur.

3. The parties mutually agree to dissolve their marriage by Mutual Consent U/s. 13-B of the Hindu Marriage Act, 1955. The parties shall jointly convert the pending divorce petition bearing Marriage Petition No.356 of 2025 by making an



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application for amendment for converting the said petition filed under section 13(1)(ia) of the Hindu Marriage Act, 1955 to Section 13-B of the Hindu Marriage Act, 1955.

4. The parties mutually agree that the Respondent shall pay the Applicant a total sum of Rs. 35,00,000/- (Rupees Thirty-Five Lakhs only) by way of full and final settlement towards her claim of past, present and future towards maintenance, residence, compensation and / or under any other head and under any other Act or Law.

5. The Applicant agrees to accept the sum of Rs.35,00,000/- (Rupees Thirty-Five Lakhs only) from the Respondent towards her claim past, present and future towards maintenance, residence, compensation, or under any other head and under any other Act or Law.

 *S. Meera*

 *Dr. S. S. Srinivas*



4

6. It is agreed by and between the parties that the Respondent shall make the payment of Rs.35,00,000/- (Rupees Thirty-Five Lakhs only) as under; -

(i) Rs.10,00,000/- (Rupees Ten Lakhs only) shall be deposited in the Hon'ble Court of C.J.S.D., Pune wherein the divorce petition M.P. No.356 of 2025 is pending on signing of these Consent Terms. The Respondent shall supply the copy of the receipt to the Applicant.

(ii) Rs.5,00,000/- (Rupees Five Lakhs only) shall be deposited in the Hon'ble Court of C.J.S.D., Pune within 2 days of the Applicant informing the withdrawal of the D.V. proceedings bearing PW/DV No.85 of 2025 pending before the Hon'ble Court of J.M.F.C., Belapur. The Respondent shall supply the copy of the receipt to the Applicant.

(iii) Rs.5,00,000/- (Rupees Five Lakhs only) shall be deposited in the Hon'ble Court of C.J.S.D., Pune on the next day of the order being passed when the Applicant appears giving her consent in the Criminal Application / Writ Petition which is to be filed by the Respondent for quashing of the F.I.R.


P. H. Talwar


D. N. K. Talwar



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bearing No.89 of 2025 dated 05/05/2025 under Section 85, 115(2), 352, 351(2), and 3(5) under B.N.S., 2023 in Sanpada Police Station, Navi Mumbai. The Respondent shall supply the copy of the receipt to the Applicant.

(iv) Rs.15,00,000/- (Rupees Fifteen Lakhs only) be paid by Demand Draft in favour of the Applicant at the time of passing the divorce decree under Section 13-B by the Hon'ble C.J.S.D., Pune.

7. The Respondent agrees to return the following jewellery to the Applicant on signing of these Consent Terms:

- 1) 1 gold chain
- 2) 1 gold engagement ring
- 3) 1 gold pendent

and the Applicant shall give the acknowledgement of the receipt thereof.







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8. The Applicant declares and undertakes that she shall not claim any other amounts from the Respondent and / or his family members towards maintenance, residence, compensation or under any other head under any other Act, Law or under change of any circumstances She further declares and undertakes that Rs.35,00,000/- (Rupees Thirty-Five Lakhs Only) is the full and final settlement towards all her claims and dues.

9. The parties mutually agree, declare and undertake that they shall not claim any right, title and interest of any whatsoever nature under any Act or Law and change of circumstances against each other and / or their respective family members.

10. The parties mutually agree, declare and undertake that they shall not claim any right, title and interest in any of the movable or immovable properties including the ancestral property against each other and / or their family members.


 



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11. With reference to paragraph 6 herein above it is mutually agreed that after the order is passed by this Hon'ble Court on these Consent Terms the Applicant shall withdraw the D.V. proceedings, within 15 days, filed by her bearing PW/DV No.85 of 2025 and pending before the Hon'ble Court of J.M.F.C., Belapur. The Applicant shall intimate in writing the order of withdrawal to the Respondent to enable him to comply with the terms mentioned in para 6(ii) above.

12. The Respondent shall file Criminal Application /Writ Petition in this Hon'ble High Court under Section 528 of BNSS, 2023 for quashing, within 2 weeks from the date of the order being passed on these consent terms, the FIR bearing No.89 of 2025 dated 05/05/2025 under Section 85, 115(2), 352, 351(2), and 3(5) of the B.N.S., 2023. The Applicant undertakes to appear in the said proceedings upon the same being served upon her by the Respondent and give her consent for quashing. On the failure of the Applicant to give her consent the Respondent is at liberty to produce the authenticated copy of these Consent



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Terms and the order being passed thereon for effective quashing of the said FIR. The Applicant undertakes that she shall not object to the same.

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P.H. Law

13. (i) The parties mutually agree that upon the orders being passed on these Consent Terms they shall jointly appear before the Hon'ble Court of C.J.S.D., Pune in Marriage Petition No.356 of 2025 for making an application for amendment to convert the said Petition from 13(1)(ia) to 13-B of the Hindu Marriage Act, 1955 within two weeks. The copy of these consent terms along with the order shall be part of the amendment of Consent Petition in the Hon'ble Court of C.J.S.D., Pune.

13. (ii) If the Applicant fails to appear as per clause 13 (i) the Respondent is at liberty to withdraw all the amounts deposited by him along with accrued interest and all the complaints and proceedings shall stand revived along with the allegations.

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P.H. Law

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P.H. Law



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13. (iii) If the Respondent fails to appear as per clause 13 (i), the Applicant is at liberty to withdraw all the amounts deposited by him along with accrued interest and all the complaints and proceedings shall stand revived along with the allegations. The amounts withdrawn shall not be adjusted towards any payments due and payable against any order ~~to~~ of maintenance and otherwise.

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14. The parties mutually agree, declare, and undertake to withdraw all complaints, proceedings, along with the allegations therein by them and/or their family members against each other and/or their family members, including the complaints and proceedings mentioned in these consent terms.

15. The parties mutually agree to retain the divorce proceedings bearing Marriage Petition No.356 of 2025 pending before the Hon'ble Court of C.J.S.D., Pune. The Applicant in view of these Consent Terms is not pressing for the above MCA bearing No. 405 of 2025.

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16. The parties agree that if the Applicant does not withdraw the D.V. proceedings as mentioned in Clause 11 hereinabove the Respondent is at liberty to withdraw Rs.10,00,000/- (Rupees Ten Lakhs Only) deposited by him in Hon'ble Court of C.J.S.D., Pune along with accrued interest in pursuance of Clause 6(i) hereinabove.

17. The parties agree in the event of the Respondent Commits any default in the payments, the Applicant is at liberty to withdraw all the amounts deposited by the Respondent in the Hon'ble Court of C.J.S.D., Pune along with accrued interest and all the proceedings filed by the Applicant namely D.V. proceedings along with the above MCA 405/2025 and FIR bearing No.89 of 2025 under Section 85, 115(2), 352, 351(2), and 3(5) of the B.N.S., 2023 would stand revived.

18. The parties mutually agree that the Applicant shall withdraw the money deposited in the Hon'ble Court of C.J.S.D.,





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Pune on the decree of divorce being passed under section 13-B of the Hindu Marriage Act, 1955 along with the accrued interest and the Respondent undertakes that he shall not object to the same.

19. The parties mutually agree that they and their family members shall not communicate with each other and/or their family members after the decree of divorce under section 13-B of the Hindu Marriage Act, 1955 is passed.

20. The parties have signed these Consent Terms voluntarily and without any force or coercion. The parties declare that they have read these Consent Terms in the presence of their advocates and have fully understood the consequences, of the said Consent Terms which have also been explained to the parties in Marathi by their respective Advocates in the presence of the Mediator.






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Patel
Patel

Place: Mumbai

Date: ~~17/03/2026~~
01/04/2026

Patel
01/04/2026
Applicant
Priyanka Patel

Patel
01/04/2026
Respondent
Darshan S. Dhuri

Amal
Advocate for Applicant
(Adv. Shivraj N. Kunchge)

Shubham
Advocate for Respondent.
(Adv. Shashank Shubham)

Mediator
Seema
(Sr. Adv. Seema Sarnaik)



3. The Miscellaneous Civil Application **stands disposed of in terms of the Consent Terms dated 01.04.2026.**

(RAJESH S. PATIL, J.)