

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L) NO.602 OF 2025

Suraj Satyapal Sharma

.....Petitioner

Vs.

Satyapal Santram Sharma & Ors.

.....Respondents

Mr. Y. E. Mooman, for the Petitioner.

Mr. M. S. Bhardwaj, for the Respondent No.1

Mr. A.P. Vanarase, for Respondent Nos. 2 and 3

CORAM : REVATI MOHITE DERE &

DR. NEELA GOKHALE, JJ.

DATE : 21st MARCH 2025.

P.C.:-

1. Yesterday, the matter was kept in the chambers to explore the possibility of an amicable settlement, considering the relation between the parties and the nature of dispute.

2. After counseling, parties agreed to amicably resolve their dispute. Today, learned counsel for the Petitioner has tendered an affidavit of the Petitioner. In Para 1 and 2 of the said affidavit is reproduced as under:

“[1] Without prejudice to my rights and

contentions I undertake to this Hon'ble Court that I will vacate the premises viz. Flat No.403, 4th floor, Bholenath Residency, Plot No.119, Collector Colony, Chembur Colony, Mumbai-400 074 with my family members consisting of my wife Sonia Suraj Sharma and my two daughters viz. Vasundhara Sharma & Devika Sharma along with all my things and belongings on or before 27.3.2025 upon encashment of cheque drawn in my favour for the amount of Rs.10,00,000/- dated 21.3.2025 that will be given by the Respondent no.1 today i.e, 21.3.2025 in this Hon'ble Court.

[2] I say that I have now obtain instructions from my wife that Case Registration No.157 of 2024 under Domestic Violence Act 2005 filed by my wife before Sub Judge Katra, Jammu against the Respondent No.1 and my mother Shakti Sharma will be withdrawn by my wife on or before 09.4.2025.

I say that what is stated in the foregoing paragraphs are true to my knowledge and I believe the same to be true and correct.”

3. The said affidavit is taken on record. The Petitioner present in person and undertakes to this Court that he will abide by the undertaking given by him in the aforesaid paragraphs of his affidavit of his affidavit.

4. Learned counsel for the Respondent No.1 has handed over a cheque dated 21st March 2025 drawn for an amount of Rs.10 Lakh to the Petitioner who is present in Court.

5. Stand over to **28th March 2025**. To be placed on the supplementary board for recording compliance of the undertaking given by the Petitioner.

(DR. NEELA GOKHALE, J.)

(REVATI MOHITE DERE, J.)