

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5832/2013

VIJAY KUMAR ROY

APPELLANT(S)

VERSUS

MANJU ROY

RESPONDENT(S)

O R D E R

We have heard learned counsel for parties.

With the assistance of the counsels, we have been able to resolve the controversy.

On conspectus of the material before us, we are of the view that this is a case where due to the close relationship of the two parties, the complication arose and a question was posed in the proceedings as to whether there was at all a matrimony between the two parties. The family Court dismissed the petition and within a span of four days thereafter, the appellant married. The impugned judgment dated 08.09.2009 set aside that decision of the Family Court. It may be noticed that the proceedings *inter se* the parties, were limited to the aspect of permanent maintenance and permanent injunction.

What we are faced today is that there has been no relationship between the parties for more

than thirty years. It is not necessary to get into this aspect, keeping in mind the nature of the proceedings, but suffice to say that whatever be the relationship, if at all, had come to an end and should be treated to have ended and we say so exercising our powers under Article 142 of the Constitution of India to put a quietus to the whole issue and to ensure that no shadow is cast on the wife and son of the appellant, which marriage took place four days after the adverse verdict against the respondent by the Family Court.

The appellant has also agreed to pay to the respondent, a sum of Rs.15,00,000/- (Rupees fifteen lakh) in full and final satisfaction of all her claims which the respondent has agreed to accept. At the request of the appellant, two months' time is granted to make the said payment. The amount be directly remitted to the respondent by the appellant, the details of which have been given in Court as under:

Name	: Mrs. Manju
D/o	: Gautham Maharaj
Account No.	: 40014939344
IFSC	: SBIN0018240
Bank	: State Bank of India

In view of the aforesaid settlement, anything in the impugned order to the contrary will have no effect.

The appeal, accordingly, stands disposed of.

We appreciate the stand taken by parties and the counsels to bring this long drawn dispute to an end.

.....J.
[SANJAY KISHAN KAUL]

.....J.
[M.M. SUNDRESH]

NEW DELHI,
DECEMBER 08, 2021.

ITEM NO.101

COURT NO.6

SECTION IV-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

Civil Appeal No(s). 5832/2013

VIJAY KUMAR ROY

Appellant(s)

VERSUS

MANJU ROY

Respondent(s)

([PART-HEARD BY : HON'BLE SANJAY KISHAN KAUL AND HON'BLE M.M.
SUNDRESH, JJ.][TOP OF THE BOARD])

Date : 08-12-2021 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE M.M. SUNDRESHFor Appellant(s) Mr. Ranjan Mukherjee, Adv.
Mr. Brajesh Kumar, AOR
Mr. A.P. Sinha, Adv.
Mr. Saurav Kumar, Adv.For Respondent(s) Mr. Sunil Kumar, Sr. Adv.
Mr. Anurag Pratap, Adv.
Mr. Shekhar Kumar, AOR
Mr. Chandan Kumar Mandal, Adv.UPON hearing the counsel the Court made the following
O R D E R

The appeal stands disposed of.

[CHARANJEET KAUR]
ASTT. REGISTRAR-cum-PS[POONAM VAID]
COURT MASTER (NSH)

[Signed order is placed on the file]