

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.299 OF 2012

MEGHNA KANT

...Petitioner(s)

VERSUS

RAGHAV KANT

...Respondent(s)

WITH  
TRANSFER PETITION (CRL.) NO.186 OF 2012

TRANSFER PETITION (CRL.) Nos.84-85 OF 2011

O R D E R

In these petitions, the parties have prayed for transfer of the matrimonial and criminal cases pending in different Courts at Delhi and Shimla.

During the pendency of the petitions, the parties have settled their disputes. The Deed of Settlement signed by both the parties has been filed in the Court. The same is taken on record.

In paragraph 2 of the Deed of Settlement, the following averments have been made:

"2. The parties will jointly move petitions under section 13(B)(1) and 13(B)(2) of the Hindu Marriage Act, 1955 in Delhi District Court having Jurisdiction in this regard.

2a. At the time of filing of the petition under section 13(B)(1) of the Hindu Marriage Act, 1955, (in the month of April 2013) the Petitioner No. 1 (Mr. Raghav Kant) shall pay a sum of Rs 10 lakh by way of a demand draft, upon the recording of the statements by the parties before the concerned court

2b. At the time of filing of the petition under section 13(B)(2) of the Hindu Marriage Act, 1955, (in the month of October 2013) the Petitioner No. 1 (Mr. Raghav Kant) shall pay a sum of Rs 10 lakh by way of a demand draft, upon the recording of the statements by the parties before the concerned court"

The parties, who are present in the Court and have been identified by their respective counsel submit that notwithstanding the aforesaid averments, this Court may pass a decree for dissolution of marriage by mutual consent.

In the peculiar facts of the case, we deem it proper to entertain the prayer made by the parties and pass a decree of divorce by mutual consent by exercising power vested in this Court under Article 142 of the Constitution read with Section 13B of the Hindu Marriage Act, 1955.



Mr. Anil Kumar Bakshi, Adv.

Mr.B.Subrahjma

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

The transfer petitions are disposed of in terms of the signed  
order.

(Satish K.Yadav)  
Court Master

(Phoolan Wati Arora)  
Court Master

( Signed order is placed on the file )