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IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.285 OF 2009

JYOTSNA SOBTI

Petitioner(s)

VERSUS

GROUP CAPTAIN RAJESH SOBTI

Respondent(s)

O R D E R

Learned counsel appearing for the petitioner-wife has submitted that during the pendency of the transfer petition, the parties have settled their disputes amicably and are now living together. Submissions made on behalf of the petitioner are endorsed by learned counsel appearing for the respondent-husband. An affidavit to that effect has already been filed by the respondent-husband on 18th March, 2011.

Having regard to the above, the transfer petition is dismissed as not pressed. Incidentally, we have also been informed that in view of the settlement arrived at between the parties, the respondent-husband does not wish to proceed with the divorce proceedings initiated by him, being H.M.A. Case No.220 of 2007. It has also been mentioned in paragraph 4 of the affidavit, filed by the respondent-husband that he has already taken steps for withdrawal of the divorce case, being H.M.A. No.220 of 2007, pending adjudication in the Court of Addl. District Judge, Tis Hazari Court, New Delhi, by filing an application on 12th January, 2011, for withdrawal of the case.

Learned counsel for the parties have submitted that this Court may dismiss the divorce case as withdrawn, by invoking its powers under Article 142 of the Constitution.

In view of the special features of the case and since the parties have resolved their disputes and are

living together as husband and wife, it is a fit case which calls for the intervention of this Court.

We accordingly

invoke our powers under Article 142 of the Constitution and

direct that the above-mentioned H.M.A. Case No.220 of 2007,

pending adjudication in the Court of the Additional

District Judge, Tis Hazari Courts, New Delhi, be dismissed

as withdrawn. No further purpose would be served in keeping

the transfer petition alive and the same is also disposed

of accordingly.

.....J.  
(Altamas Kabir)

.....J.  
(Cyriac Joseph)

New Delhi,  
April 15, 2011  
ITEM NO.41

COURT NO.2

SECTION XVIA

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL) NO.285 OF 2009

JYOTSNA SOBTI

Petitioner(s)

VERSUS

RAJESH SOBTI

Respondent(s)

(With appln(s) for stay and office report)

Date: 15/04/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Mohit Kumar Shah, Adv.  
Mr. Ravi Bhushan, Adv.

For Respondent(s) Mr. Navin Prakash, Adv.  
Ms. Shilpi Shah, Adv.

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

The transfer petition is disposed of in terms of the signed order.

(Chetan Kumar)

Court Master

(Juginder Kaur)

Court Master

(Signed order is placed on the file)