

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

Petition for Special Leave to Appeal (Civil) No.9875/2012
(From the judgment and order dated 15/12/2011 in MCA No.46/2010 of The
HIGH COURT OF BOMBAY)

SAPNA RAJESH MULCHANDANI	Petitioner(s)
VERSUS	
RAJESH NANDLAL MULCHANDANI	Respondent(s)
(With prayer for interim relief)	
WITH	
SLP(Cr1) NO. 2655 of 2012	
(With appln.(s) for stay and office report)	

Date: 15/10/2012 These Petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s) Mr. Rameshwar Prasad Goyal, Adv.

For Respondent(s)	
SLP(C) 9875/12 &	Mr. Satyajit A. Desai, Adv.
SLP(CRL) 2655/12	Ms. Anagha S.Desai, Adv.-on-record
	Mr. Somnath Padhan, Adv.

SLP(CRL) 2655/12	Ms. Aparajita Singh, Adv.
	Mr. Sanjay V. Kharde, Adv.
	Ms. Asha Gopalan Nair, Adv.

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

We are happy to note that through the process of mediation, the parties have been able to arrive at an amicable settlement. A copy of the settlement agreement dated 18th September, 2012, filed before the Supreme court Mediation Centre, has been placed on record. They pray that both the petitions may be disposed of in terms of the said settlement.

...2/-

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Learned counsel state that both the parties are present in Court in person. They state, on instructions, that the parties shall remain bound by the terms of the said settlement.

It is further stated that an amount of Rs.5 lakhs has already been received by the appellant - wife from Rajesh Nandlal Mulchandani, the husband.

As agreed and prayed, the petition filed by the said respondent for judicial separation (Petition No. A-590/2010) titled "Rajesh Mulchandani vs. Sapna Mulchandani" pending before the Family Court at Nashik, shall stand converted into a Petition for divorce by mutual consent, under Section 13-B of

the Hindu Marriage Act, 1955. The parties shall appear before the said Family Court on 26th November, 2012, the date already fixed, and make a statement in this behalf. The said statement shall be deemed to be the first motion, as contemplated in the said provision.

...3/-

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In view of the said settlement, Criminal Case No.535/2010 (Sapna Mulchandani vs. Rajesh Mulchandani and others) pending trial for offence punishable under Section 498A of the Indian Penal Code, 1860 in the Court of J.M.F.C., 2nd Court, Nashik, Maharashtra and Criminal Miscellaneous Application No.300139/2011 (Sapna Mulchandani vs. Rajesh Mulchandani) filed under the Protection of Women from Domestic Violence Act, 2005, pending in the Court of J.M.F.C., 7th Court, Nagpur, Maharashtra are hereby quashed.

Both the special leave petitions stand disposed of in the above terms.

|(VINOD LAKHINA)
|COURT MASTER

|(KUSUM GULATI)
|COURT MASTER

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