

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(s). 373 OF 2005

SARASWATI SONI

Petitioner(s)

VERSUS

AMIT SONI

Respondent(s)

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

Date: 23/04/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s) Mr.Surya Kant, Adv.

Mr. B.D. Sharma,Adv.

For Respondent(s) Ms. M. Sahu, Adv.

Mr. Prem Malhotra,Adv.

UPON hearing counsel the Court made the following

O R D E R

The transfer petition is dismissed as having become infructuous in terms of the signed order.

(Meenu Sethi)

Court Master

(Pushap Lata Bhardwaj)

Court Master

Signed order is placed on the file

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION(C) No.373/2005

Saraswati Soni ...Petitioner

Versus

Amit Soni ...Respondent

ORDER

The parties had arrived at a settlement. Respondent at one stage gave out that he would give effect to the terms of settlement.

Even before us a rent agreement showing that he has taken an apartment on rent was filed. The parties intended to sort out their differences by working out the terms of settlement, which purported to have occasioned subsequent to their signing of the terms of settlement before the learned mediator. Parties were called to Court. They met one of us in Chambers.

When the matter was called on today, learned counsel for the respondent submits that her client has already withdrawn HMA Petition No. 861/2004 pending in the Court of Additional District Judge, New Delhi.

In view of the aforesaid statement this transfer petition has become infructuous but in view of his conduct and as because of his attitude we had to waste time, we direct the respondent to pay a

sum of Rs. 10,000/- to the petitioner by way of costs. The said sum

should be paid within four weeks from date.

The transfer petition is dismissed as having become infructuous with the aforementioned directions.

.....J.

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[S.B. SINHA]

.....J.

[MARKANDEY KATJU]

New Delhi,

April 23, 2007