

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 685 OF 2024

DEEPALI GUPTA PETITIONER(S)

VERSUS

VIVEK KUMAR GUPTA RESPONDENT(S)

O R D E R

During the pendency of the present transfer petition, parties have entered into settlement agreement dated 25.11.2024 before the Supreme Court Mediation Centre.¹ The Settlement Agreement is signed by the parties as well as their counsels, and the learned Mediator nominated by the SCMC. The respondent, Vivek Kumar Gupta, is present in Court and accepts his signatures on the Settlement Agreement and the terms and conditions of the settlement. Learned counsel appearing for the petitioner accepts and admits the signatures of the petitioner, Deepali Gupta, on the Settlement Agreement and states that the terms and conditions therein have been understood by the petitioner and she accepts and admits the same.

The Settlement Agreement records that the respondent, Vivek Kumar Gupta, has paid an amount of ₹6,00,000/- (Rupees six lakh

1 For short, "SCMC".

only) by way of a demand draft to the petitioner, Deepali Gupta, towards her Stridhan, maintenance, past and future, and permanent alimony and all other claims, which has been accepted by her. The Settlement Agreement also records that all the belongings and articles of the petitioner, Deepali Gupta, have been returned to her.

The Settlement Agreement dated 25.11.2024 is taken on record and will form part of this order. The parties will be bound by the terms and conditions of the Settlement Agreement.

The parties had entered into marriage on 30.11.2020 and do not have any children. They have been living separately since 5th/6th April 2022. Attempts at reconciliation have failed.

In view of the Settlement Agreement and the prayer made to the Court, we exercise our power under Article 142 of the Constitution of India and pass a decree of divorce by mutual consent, dissolving the marriage between the petitioner, Deepali Gupta, and the respondent, Vivek Kumar Gupta.

In view of the aforesaid order, Divorce Petition Case No. 94/2023 filed by the petitioner, Deepali Gupta, which is pending before the Civil Court at Pipariya, District - Narmadapuram, Madhya Pradesh, and Case No. 390/2023 filed by the respondent, Vivek Kumar Gupta, under Section 9 of the Hindu Marriage Act, 1955, which is pending before the Family Court, District Ghazipur, Uttar Pradesh, will be treated as infructuous and are accordingly disposed of.

The transfer petition is disposed of in the above terms.

Pending application(s), if any, shall stand disposed of.

.....CJI
(SANJIV KHANNA)

.....J.
(SANJAY KUMAR)

.....J.
(K.V. VISWANATHAN)

NEW DELHI;
JANUARY 21, 2025.

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 STRANSFER PETITION (CIVIL) NO. 685 OF 2024

DEEPALI GUPTA PETITIONER(S)

VERSUS

VIVEK KUMAR GUPTA RESPONDENT(S)

[IA No. 291643/2024 - APPLICATION FOR SETTLEMENT, IA No. 60139/2024
- EX-PARTE STAY and IA No. 60140/2024 - EXEMPTION FROM FILING O.T.]

Date : 21-01-2025 This matter was called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SANJAY KUMAR
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) :

Ms. Aparna Jha, AOR
Ms. Priyanka Mathur, Adv.
Ms. Jessy Kurian, Adv.
Ms. Geeta Verma, Adv.
Ms. Preeti Chauhan, Adv.

For Respondent(s) :

Mr. Gaurav Jain, Adv.
Ms. Abha Jain, AOR
Ms. Kamlesh Jain, Adv.UPON hearing the counsel the Court made the following
O R D E RThe transfer petition is disposed of in terms of the signed
order.

Pending application(s), if any, shall stand disposed of.

(DEEPAK GUGLANI)
AR-cum-PS(R.S. NARAYANAN)
ASSISTANT REGISTRAR

(signed order is placed on the file)