

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). 487 OF 2011

SHIKHA MAULIK PATWA Petitioner(s)

VERSUS

MAULIK PANKAJ PATWA Respondent(s)

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

Date: 17/02/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Petitioner(s) Mr. Annam D.N. Rao,Adv.
Ms. Neelam Jain, Adv.
Mr. Keerthi Jiran Kota, Adv.

For Respondent(s) Mr. D.N.Ray, Adv.
Mr. Sharvil G.Pathak, Adv.
Mr. Lokesh K.Choudhary, Adv.
Mrs. Sumita Ray,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.

(Shashi Sareen) (Veena Khera)
Court Master Court Master

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) No. 487 OF 2011

SHIKHA MAULIK PATWA ... Appellant(s)

Versus

MAULIK PANKAJ PATWA ... Respondent(s)

O R D E R

In this petition under Article 139-A(2) of the

Constitution of India, the wife seeks transfer of Family
Suit No. 910 of 2007 titled Dr. Maulik Pankaj Patwa Versus
Dr. Shikha Maulik Patwa pending before the Family Court at
Ahmedabad to a Court of competent jurisdiction at
Chandigarh.

When this matter came up on 19.09.2011, this Court
referred the parties to the Supreme Court Mediation Centre
for exploring the possibility of an amicable settlement.
Several sittings pursuant to the said direction appear to
have been held before the Mediation Centre culminating in a
report dated 7.2.2012 received from the Mediation Centre. A
reading of the said report shows that the parties have
amicably settled the dispute and decided to part company.
In terms of para 4 of the said settlement of the report,
the parties appear to have agreed to make a joint request
before this Court for dissolving the marriage by consent.

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Learned counsel for the parties, however, submit that the
legal position as it stands today does not permit this Court
to do so in the present proceedings. They also submit that
since the matter is already pending before the competent
court at Ahmedabad, the parties may be given liberty to
approach the said court for appropriate orders. They submit
that the report from the Mediation Centre could be taken on
record and be read as a settlement between the parties and
the transfer petition disposed of in terms thereof reserving
liberty to parties to seek appropriate redress in the
pending case before the Court at Ahmedabad. We order
accordingly.

A copy of the report of Mediation Centre shall be
forwarded to the Family Court at Ahmedabad for appropriate
action in accordance with law.

.....J.
(T.S.THAKUR)

.....J.
(GYAN SUDHA MISRA)

New Delhi,
February 17, 2012