

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1877 OF 2009
[arising out of SLP(CRL.) No. 4248 of 2009]

SHIKHA ANUBHAV GUPTA APPELLANT

VERSUS

STATE OF RAJASTHAN RESPONDENT

WITH

TRANSFER PETITION (C) NO. 58 of 2009

SHIKHA ANUBHAV GUPTA PETITIONER

VERSUS

ANUBHAV VIRENDRA GUPTA RESPONDENT

O R D E R

CRL.A NO. 1877 of 2009 @ SLP (Crl.) 4248/2009

Interlocutory application seeking intervention is
allowed.

2

Leave granted.

3

4

ITEM NO.69

COURT NO.8

SECTION II

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

Petition(s) for Special Leave to Appeal (Crl) No(s).4248/2009

(From the judgement and order dated 29/05/2009 in

SBCMB No.

ANUBHAV GUPTA

Petitioner(s)

VERSUS

STATE OF RAJASTHAN

Respondent(s)

(With appln(s) for intervention, anticipatory bail and office report)

WITH

T.P. (C) No. 58 of 2009

[SHIKHA ANUBHAV GUPTA V. ANUBHAV VIRENDRA GUPTA]

(With appln. for stay and office report)

Date: 05/10/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI

HON'BLE DR. JUSTICE B.S. CHAUHAN

For Petitioner(s) Mr. B.S. jain, Adv.
Mr. Ajay Veer singh, Adv.
Mr. J.P. Singh, Adv.
Mr. Nitin Jain, Adv.
Mr. Uday Ram, Adv.
Mr. Mohd.Irshad Hanif, Adv.

For Respondent(s) Mr. Imtiaz Ahmed, Adv.
Ms. Naghma Imtiaz, Adv.
Mr. Milind Kumar, Adv.

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

SLP(Crl.) 4248/2009

IA seeking intervention is allowed.

5

Leave granted.

Appeal is disposed of in terms of the signed order.

TP(C) 58 of 2009

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

(KALYANI GUPTA)
SR. P.A.

(VINOD KULVI)
COURT MASTER

[SIGNED ORDER IS PLACED on the FILE.]

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During the pendency of these matters, the parties

have settled their matrimonial dispute under the aegis of the Supreme Court Mediation Centre. Copies of the proceedings have been put up on record by the learned counsel for the appellant.

In view of the compromise arrived at, we quash the case registered under Section 498A/406 IPC pending before the Mahila Police Station, Bhilwada, Rajasthan; Divorce Petition No. A-1008/2008 under Section 12 (1)(c) of the Hindu Marriage Act pending before the Principal Judge, Family Court, Pune; Domestic Violence Case No. 3502/2008 filed by the mother of the husband Mrs. Asha Virendra Gupta against Shilpa Anubhav Gupta & Others pending in the Court of Judicial Magistrate, First Class, Pune and Case No. 1934/2008 titled Vinay Kumar Gupta V. Girish Chand & Ors. under Section 353, 323, 427, 500, 504 and 506 IPC pending before Chief Judicial Magistrate, Badaun, U.P.

We also make it clear that in case, the respondent-husband does not make the payments as per the compromise it would be open to the parties herein or any one of them to move an application for the recall of the present order.

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The appeal is disposed of in the aforesaid terms.

T.P. (C) NO. 58/2009

In view of the order passed in Criminal Appeal No. of 2009 arising out of S.L.P. (Crl.) No. 4248 of 2009, this petition has been rendered infructuous.

The Transfer Petition is dismissed, accordingly. as having become infructuous.

.....J

[HARJIT SINGH BEDI]

.....J
[DR. B.S. CHAUHAN]

NEW DELHI
OCTOBER 05, 2009.