

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).5213/2010

(From the judgement and order dated 05/05/2010 in CRLMP No.1977/2009
of The HIGH COURT OF RAJASTHAN AT JAIPUR)

DEEPTI BHANDARI Petitioner(s)

VERSUS

NITIN BHANDARI & ANR Respondent(s)

(With appln(s) for stay/direction and permission to file additional documents and c/delay in filing rejoinder affidavit and office report)

WITH T.P.(C) NOS.856-857 of 2010
(With appln.(s) for stay and office report)

Date: 25/08/2011 These Petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ALTAMAS KABIR
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR

For Petitioner(s) Ms. Indu Malhotra, Sr. Adv.
Ms. Chinmayee Chandra, Adv.
Ms. Prachi Mishra, Adv.
Mr. Rohit Nagpal, Adv.

In TP 856-857/10 Ms. Indu Malhotra, Sr. Adv.
Mr. Rohit Nagpal, Adv.
Mr. Jaspreet S. Rai, Adv.
Dr. Kailash Chand, Adv.

Mr. Harish Pandey, Adv.

For Respondent(s) Mrs. Naina Saraf, Adv.
Mr. Shiven Arora, Adv.

Mr. Mukul Kumar, Adv.

Mr. Prashant Bhagwati, Adv.
Mr. R. Gopalakrishnan, Adv.

Respondent-In-Person
UPON hearing counsel the Court made the following
O R D E R

We had fixed the matter today to consider the submissions of the parties on the mutual settlement said to have been arrived at by the parties before the Mediators in the light of the submissions made on behalf of the parties that the only point of discord was the stipulation regarding visitation rights.

However, when the matter was taken up today, apart from the question relating to visitation rights, an objection was also taken by the respondent-husband with regard to the custody of the minor child. Although, in the written agreement, which has not been signed by the parties, it is indicated that the petitioner-mother, would be

entitled to the custody of the child till she attained majority, it has been submitted on behalf of the respondent-husband that he had not agreed to such a condition before the Mediators.

Having regard to the above, it appears that the parties are not really in a position to settle the matter today.

Accordingly, the parties are directed to go back to the Mediators and appear before them on 3rd September, 2011, at 2.00 p.m. for further deliberations.

The joint Mediators are requested to submit their final report in the matter by 20th September, 2011. Let this matter be taken up at 3.45 p.m. on the said date for consideration of the report of the Mediators, along with the Transfer Petition and the Special Leave Petition filed by the petitioner-wife.

(Chetan Kumar)
Court Master

(Juginder Kaur)
Assistant Registrar