

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).7207/2008

(From the judgement and order dated 07/07/2008 in CN No.C-482/2006 No.906/2006 of The HIGH COURT OF UTTARAKHAND AT NAINITAL)

MUSTAFA JAMAL Petitioner(s)

VERSUS

STATE OF UTTARANCHAL & ORS. Respondent(s)

(With appln(s) for stay, permission to file additional documents and office report) [FOR FINAL DISPOSAL]

Date: 07/09/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s) Mr. Sachin Datta, Adv.
Mr.Himinder Lal,Adv.

For Respondent(s) Mr. Pankaj Bhatia, Adv.
rr.1 Mr. vivek Chaudhary, Adv.
Mr. Jatinder Kumar Bhatia, Adv.

rrs. 4,5 Mr. Huzefa Ahmadi, Adv.
Mr. Ejaz Maqbool, Adv.
Mr. Mrigank Prabhakar, Adv.
Mr. Anas Tanwir, Adv.

rrs. 2,3 Mr. Shakil Ahmed Syed ,Adv

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

Learned counsel appearing for the petitioner submits that he has received instructions to state that if a reasonable amount is paid to Ms. Shabeena Jamal by respondent No. 5-husband, the petitioner will not pursue this petition as also other cases instituted by

..2/-

: 2 :

the said lady against respondent no. 5 and his relatives. He further states that she will not have objection if case No. 1563/2006 (Crime No. 271/2006 @ (FIR No. 189/2006, P.S. Ranipur, District Haridwar) and complaint filed by her in Kotwali, Inspector Incharge/Women Helpline Ranipur (Haridwar) Uttranchal are quashed.

It is argeed between the parties that a lump-sum amount of Rs.8,00,000/- shall be paid to Ms. Shabeena Jamal in two equated instalments by way of a full and final settlement of all matrimonial disputes arising out of marriage between Ms.

Shabeena Jamal and Asad Husnain-Respondent No. 5 in this petition. The first instalment shall be paid on or before 31st October, 2012 and the second on or before 31st December, 2012, by means of demand drafts/banker's cheques favouring Ms. Shabeena Jamal.

In view of the aforesaid settlement, Case No.1563 of 2006 stated to be pending in the Court of the Additional Chief Judicial Magistrate, Haridwar as also the aforesaid complaint shall stand quashed.

We, however, clarify that in the event of any default on the part of respondent No. 5, in paying any one of the instalments by the due date, this special leave petition shall stand revived.

..3/-

: 3 :

Learned counsel appearing for the petitioner states that Ms. Shabeena Jamal shall file in this Court an affidavit conveying her acceptance of the aforesaid agreement within a week from today. We order accordingly.

The special leave petition stands disposed of in the above terms.

| [Charanjeet Kaur] | [Kusum Gulati] |
| Court Master | | Court Master |