

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL) NO.978 OF 2006

SRABANI PATRA

Petitioner(s)

VERSUS

SWASTIK R. PATRA

Respondent(s)

(With appln. for stay, for indulgence of the Hon'ble Court so that parties may arrive at some settlement, for settlement for grant of decree of divorce and office report)

With T.P. (C) No.1055 of 2006

(With applns. for ex-parte stay, exemption from filing O.T. and office report)

T.P. (Crl.) No.341 of 2006

(With appln. for ex-parte stay, directions and office report)

Date: 11/12/2007 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE MR. JUSTICE P.P. NAOLEKAR
HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Mr. A.K. Panda, Sr. Adv.
in TP 978/2006: Ms. Mridul Aggarwal, Adv.
Mr. Rajesh Aggarwal, Adv.

in TP 1055 & 341/2006: Mr. Nagendra Rai, Sr. Adv.
Ms. Pallavi Parmar, Adv.
Mr. Prashant Chaudhary, Adv.

For Respondent(s) Mr. Nagendra Rai, Sr. Adv.
Ms. Pallavi Parmar, Adv.
Mr. Prashant Chaudhary, Adv.

UPON hearing counsel the Court made the following
ORDER

Heard learned counsel for the parties.

The transfer petitions are disposed of on the terms enumerated in the compromise petition which shall form part of this order.

[Alka Dudeja]
Court Master

[Om Prakash]
Court Master

[Signed order is placed on the file]
IN THE SUPREME COURT OF INDIA

CIVIL/CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION [CIVIL] NO.978 OF 2006

Srabani Patra

...Petitioner(s)

Versus

WITH
TRANSFER PETITION [CIVIL] NO.1055 OF 2006
AND
TRANSFER PETITION [CRIMINAL] NO.341 OF 2006

O R D E R

Heard learned counsel for the parties.

During the pendency of these cases, parties have amicably settled their disputes and, pursuant to the settlement, a sum of Rs.10.45 lakhs has been already paid by the husband to the wife. Apart from that, it has been stated that the ornaments enumerated in Paragraph (4) of the Compromise Petition have been also made over to the wife. They have also agreed to suffer a mutual consent decree. In view of this, M.J. Petition No.A-1312 of 2006, titled Swastik R. Patra Vs. Srabani Patra, pending before the Family Court, Bandra, Mumbai, within the State of Maharashtra and Civil Suit No.49 of 2006, pending before the Civil Judge, Senior Division, Boudh, within the State of Orissa, are transferred to this Court and a mutual consent divorce decree is passed and the same are disposed of on the terms enumerated in the compromise petition which shall form part of this order.

...2/-

-2-

It has been stated that petition under Section 125 of the Code of Criminal Procedure pending before the Sub-Divisional Judicial Magistrate, Boudh, within the State of Orissa, shall not be pressed. The said application is, accordingly, disposed of.

It has been further stated that G.R. Case No.273 of 2006 has been filed, which is pending in the court of Sub-Divisional Judicial Magistrate, Boudh, within the State of Orissa, against the accused person. In view of the compromise, it should be also quashed. We feel that the prayer must be granted and, accordingly, prosecution of the accused person in the aforesaid case is hereby quashed.

The transfer petitions are, accordingly, disposed of.

...J.

[B.N. AGRAWAL]

...J.

[P.P. NAOLEKAR]

...J.

[G.S. SINGHVI]

New Delhi,
December 11, 2007.