

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

SECTION XVI-A
LISTED ON: 12.8.2016
COURT NO.:
ITEM NO. :

TRANSFER PETITION (CIVIL) NO. 523 OF 2015
WITH
INTERLOCUTORY APPLICATION NO. 1 OF 2015
(Application for Ex-Parte stay)

VEENA BHARDE

.... Petitioner

Versus

SARANG BHARDE

.... Respondent

OFFICE REPORT

The Transfer Petition above mentioned was listed before the Hon'ble Court on 5th October, 2015 when the Court was pleased to pass the following Order:

"Learned counsel appearing for the parties submits that there is a possibility of settlement between the parties in the event the matter is referred to the Supreme Court Mediation Centre. Accordingly, we refer the matter to the Supreme Court Mediation Centre.

We direct the parties to appear before the Mediation Centre on 04.11.2015. The Mediator would endeavour to explore the possibility of an amicable settlement between the parties and send the Report to this Court.

In the meanwhile, the respondent-husband shall deposit a sum of Rs.20,000/- (Rupees twenty thousand only) with the Registry of this Court to meet the travelling expenses of the petitioner-wife. She is given liberty to withdraw the said amount provided she puts her appearance before the Supreme Court Mediation Centre on 04.11.2015.

List the matter along with Mediation Report."

Accordingly, copy of Court's Order dated 5th October, 2015 was sent to the Supreme Court Mediation Centre as well as parties were also informed to appear before the Supreme Court Mediation Centre on 4th November, 2015 vide this Registry's letter dated 9th October, 2015.

Contd...2/-

It is submitted that Mediation Report dated 28th November, 2015 has been received from the Supreme Court Mediation Centre stating therein that the respondent – husband is present alongwith his Father. The petitioner-wife is not present on 04.11.2015 and today i.e. 28.11.2015. The counsel appearing on behalf of petitioner and place a letter dated 29.10.2015 received on 5.11.2015 from the Supreme Court Registry and state that she is not willing to attend the mediation proceeding further and requested to send the matter back to the Hon'ble Court. Accordingly, the matter is referred back to the Hon'ble Court as "Non-Starter". Copy of the mediation report dated 28th November, 2015 has been included in the paper books.

It is further submitted that Mr. Sanjay Jain, Advocate for the Respondent has on 8th October, 2015 deposited an amount of Rs. 20,000/- towards travelling expenses of Petitioner but Mr. B.V. Kulkarni, Advocate for the Petitioner has not filed an application for withdrawal of money amounting to Rs, 20,000/- as the Petitioner has not put her appearance before Mediation Centre. Orders are solicited for the amount of Rs. 20,000/- deposited by the counsel for the Respondent to whom the said amount is to be returned.

It is lastly submitted that Mr. Sanjay Jain, Counsel for the Respondent has on 4th January, 2016 filed Additional Affidavit with the permission of the Hon'ble Court after serving its copy on the other side. Copy of the same is being circulated herewith for kind perusal of the Hon'ble Court.

Service of show cause notice is complete.

The matter above mentioned is listed before the Hon'ble Court with this Office Report.

Dated this the 10th day of August, 2016.

ASSISTANT REGISTRAR

- Copy to:
1. Mr. Bhaskar Y. Kulkarni, Advocate.
225, M.C. Setalvad, Lawyer Chamber. S.C.I.
 2. Mr. Sanjay Jain, Advocate.
95, Lawyers Chamber, S.C.I.

ASSISTANT REGISTRAR