

A SAIRA @ RUHI

v.

ATHAR ABBAS

(Transfer Petition (C) No. 25 of 2008)

B OCTOBER 16, 2008

[DR. ARIJIT PASAYAT AND DR. MUKUNDAKAM  
SHARMA, JJ.]

C *Settlement – Transfer Petition – Matrimonial case – Heard by Supreme Court Lok Adalat – Parties agreeing to settle the dispute on certain terms – Parties agreeing to withdraw the respective civil/criminal cases filed by them and to appear before Mediation Centre for counseling – Thus TP disposed of.*

D CIVIL ORIGINAL JURISDICTION : Transfer Petition (C) No. 25 of 2008

Rukshana Choudhary and Indira Unnayer for the Appellant.

E The Judgment of the Court was delivered by

F **DR. ARIJIT PASAYAT, J. 1.** Though the present transfer petition has been filed for transfer of a case, the matter was directed to be listed at the Supreme Court Lok Adalat which was held on 6<sup>th</sup> September, 2008. With the assistance of the Mediators, the parties were heard and following terms for settling the disputes were arrived at:

1. Parties have agreed to withdraw their respective complaints and suits.
2. Parties have been living together since 1.7.2008.
3. Parties agree that they need counselling to avoid violence which will be provided by Delhi High Court Mediation Centre. They agree to appear before the

Delhi High Court Mediation Centre on a date fixed by this Hon'ble Court. A

4. In order that parties have more confidence in each other, the parties desire that FIR No.404 of 2007, P.S. Geeta Colony, pending in the Court of Ms. Neerja Bhatia, M.M. Karkardooma Courts, Delhi, may be quashed. B
5. Petitioner withdraw her petition u/s 125 Cr.P.C. pending before Ms. Neerja Bhatia, M.M. Karkardooma Courts. C
6. Respondent withdraw his Suit No.321 of 2007 pending before Civil Judge, Jr. Division, Hapur, U.P.
7. Petition under Section 125 Cr.P.C. 1232/02/2007 and Civil Suit for restitution being Suit 321/2007 pending before Civil Judge, Hapur, U.P. stand withdrawn. D

2. Orders be sent to the respective courts. Parties are directed to appear before the Delhi High Court Mediation Centre for counselling on 4.12.2008. E

3. In view of the aforesaid agreement, the petition is disposed of on the terms as set out above. The proceedings as noted above stand closed.

K.K.T.

Transfer Petition disposed of. F