

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

SLP (CIVIL) NO. 7427 OF 2024

OMAR ABDULLAH

Petitioner(s)

VERSUS

PAYAL ABDULLAH

Respondent(s)

WITH

SLP (CIVIL) NO. OF 2026
(@ DIARY NO. 38764 OF 2024)

O R D E R

SLP (CIVIL) NO. 7427 OF 2024

1. The present Special Leave Petition arises from the judgment and order dated 12.12.2023 passed by the High Court of Delhi in MAT APP.(FC) No. 135 of 2016 dismissing the appeal filed by the petitioner whereby challenge was made to the order passed by the Trial Court dismissing the divorce petition.

2. During the pendency of aforesaid Special Leave Petition, the parties have arrived at a settlement and they have decided to part ways on certain terms and conditions which are delineated in the Joint Application dated 14.07.2026. The application has been signed by both the parties and their counsels. The prayers made in the Joint Application are as

under:

"a) Pass a Decree of divorce under Section 28 of the Special Marriage Act, 1956 dissolving the marriage solemnized between the Petitioner and Respondent by mutual consent under Article 142 of the Constitution of India;

b) Dispose of the present Special Leave Petition in terms of the settlement arrived at between the Parties;

c) Record that all pending litigations between the Parties shall stand withdrawn within two weeks from the date of the order passed by this Hon'ble Court in the present application;

d) Pass such other and further order(s) as this Hon'ble Court may deem fit and proper in the facts and circumstances of the present case."

3. We have taken the Joint Application being IA No. 197838 of 2026 on record.

4. The terms and conditions of the settlement that bind the parties and the relevant paragraphs as set out in Joint Application dated 14.07.2026 are as under:

"2. During the pendency of the present proceedings, the Parties have amicably resolved all their disputes, differences, and claims through mutual discussions.

3. The settlement has been amicably and independently arrived at by the parties, of their own free will, without any force, coercion, undue influence, or pressure of any nature whatsoever, and the same are acceptable to both parties.

4. The Parties state that no further claims of any nature whatsoever, including that of maintenance, entitlement or istridhan remain outstanding against each other.

5. The Parties have agreed that all pending litigations filed by either party against the other, including proceedings initiated by the Respondent on behalf of the children, will be withdrawn within a period of two weeks from the

date of passing of the order in the present application by this Hon'ble Court.

6. The parties have been living separately since 2011 and have mutually agreed that their marriage has broken down irretrievably and there exists no possibility of reconciliation.

7. In view of the settlement arrived at between the Parties this Hon'ble Court may be pleased to exercise its powers under Article 142 of the Constitution of India and dissolve the marriage between the Parties.

8. The present application is being filed bona fide and in the interest of justice."

5. Having considered the matter in detail and having perused the Joint Application, we are of the view that this is a fit case for exercising power under Article 142 of the Constitution of India to dissolve the marriage between the parties. Consequently, the marriage between the parties, which was solemnized on 01.09.1994 under the Civil Law in England, stands dissolved by a decree of divorce by mutual consent.

6. Both the parties agree that pursuant to grant of decree of divorce, they will withdraw all the pending cases *inter se* the parties.

7. In view of the above, Special Leave Petition and Interlocutory Application being IA No. 197838 of 2026 are disposed of. The Registry will draw a decree in the aforesaid terms.

8. It is further directed that the parties shall abide by the terms of this settlement implicitly.

9. Pending applications(s), if any, are disposed of.

SLP (CIVIL) NO. _____ OF 2026
(@ DIARY NO. 38764 OF 2024)

10. Delay condoned.

11. In view of the order passed in SLP (C) NO. 7427 OF 2024, no further orders are required to be passed in the present Special Leave Petition and the same stands disposed of.

.....J.
[PAMIDIGHANTAM SRI NARASIMHA]

.....J.
[ALOK ARADHE]

NEW DELHI;
JULY 31, 2026

ITEM NO.43

COURT NO.5

SECTION XIV

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 (C) No(s). 7427/2024

[Arising out of impugned final judgment and order dated 12-12-2023 in MATAPP(FC) No. 135/2016 passed by the High Court of Delhi at New Delhi]

OMAR ABDULLAH

Petitioner(s)

VERSUS

PAYAL ABDULLAH

Respondent(s)

FOR ADMISSION

IA No. 197838/2026 - APPLN. UNDER SEC 142 OF THE CONSTITUTION R/W SEC 13B OF H.M.A.

IA No. 77610/2024 - PASSING APPROPRIATE ORDER OR DECREE UNDER ARTICLE 142 OF THE CONSTITUTION

WITH

Diary No(s). 38764/2024 (II-D)

FOR CONDONATION OF DELAY IN FILING ON IA 194468/2024

IA No. 194468/2024 - CONDONATION OF DELAY IN FILING

Date : 31-07-2026 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA
HON'BLE MR. JUSTICE ALOK ARADHE

For Petitioner(s) :Mr. Prosenjeet Banerjee, Sr. Adv.

Ms. Nidhi Mohan Parashar, AOR

Ms. Shreya Singhal, Adv.

Mr. Vikrant Kumar, Adv.

Ms. Mhasilenuo Kreditsu, Adv.

Mr. Kushagra, Adv.

Ms. Vijayrajeshwari Kumari Singh, Adv.

Ms. Anshika Sharma, Adv.

Ms. Aditi Singh, Adv.

Mr. Sharath Sampath, Adv.

Mr. Manikya Khanna, Adv.

Mr. Tarun Mehta, Adv.

Mr. Kapil Sibal, Sr. Adv.

Ms. Malavika Rajkotia, Adv.

Mr. Ramakant Sharma, Adv.

Ms. Udit Singh, AOR

Ms. Aprajita Jamwal, Adv.
Ms. Akriti Tyagi, Adv.
Mr. Mayank Grover, Adv.
Ms. Aashna Talwar, Adv.
Mr. Prateek Awasthi, Adv.
Mrs. Divya Sharma, Adv.

For Respondent(s) :Mr. Prosenjeet Banerjee, Sr. Adv.
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Ms. Shreya Singhal, Adv.
Mr. Vikrant Kumar, Adv.
Ms. Mhasilenuo Kreditsu, Adv.
Mr. Kushagra, Adv.
Ms. Vijayrajeshwari Kumari Singh, Adv.
Ms. Anshika Sharma, Adv.
Ms. Aditi Singh, Adv.
Mr. Sharath Sampath, Adv.
Mr. Manikya Khanna, Adv.
Mr. Tarun Mehta, Adv.

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

1. Delay condoned.
2. The Special Leave Petitions and Interlocutory Application being IA No. 197838 of 2026 are disposed of in terms of the Signed Order.
3. Pending application(s) including IA No. 77610/2024 shall stand disposed of.

(KAPIL TANDON)
COURT MASTER (SH)

(NIDHI WASON)
ASSISTANT REGISTRAR

(Signed Order is placed on the file)