

**DELHI HIGH COURT MEDIATION AND CONCILIATION  
CENTRE  
DELHI HIGH COURT, SHER SHAH ROAD, NEW DELHI**

**Date:** \_\_\_\_\_

**MEDIATION PETITION NO. \_\_\_\_\_**

**CONCILIATED AGREEMENT**

This Conciliated Agreement is entered into on \_\_\_\_\_

BETWEEN

PARTY A (HEREINAFTER REFERRED TO AS "*FIRST PARTY*")

AND

PARTY B (HEREINAFTER REFERRED TO AS "*SECOND PARTY*")

WHEREAS the First Party and Second Party got married in accordance with Hindu rites and ceremonies on \_\_\_\_\_ at \_\_\_\_\_, New Delhi

WHEREAS there is no child born from the wedlock and owing to temperamental differences and incompatibility between the parties, they have not been able to live together as husband and wife since \_\_\_\_\_

AND WHEREAS the First Party moved an application before the Delhi High Court Mediation & Conciliation Centre for initiation of pre-litigation mediation on \_\_\_\_\_

AND WHEREAS the parties agreed that \_\_\_\_\_and \_\_\_\_\_, Advocates shall act as Conciliator and Co-Conciliator respectively under Part III of the Arbitration & Conciliation Act, 1996.

AND WHEREAS conciliation sessions were held on \_\_\_\_\_ with the parties and their respective counsels..

The parties, with the assistance of the Conciliator and Co-conciliator respectively, have arrived at the Conciliated Agreement terms whereof detailed herein below are: -

1. The First Party has agreed to return all the gold and silver ornaments forming part of stridhan and other articles lying with him and has returned the same to the Second Party at the time of signing of the present Conciliated Agreement. The Second Party has also agreed to return all the household items like refrigerator, double bed, Television etc., to the First Party in terms of the present Conciliated Agreement and the First Party will be free to collect the said items agreed to be return from the address provided by Second Party to the First Party, on its own.
2. That the parties have agreed to dissolve their marriage by a decree of divorce by mutual consent.
3. That the parties to this Conciliated Agreement shall file a joint petition for divorce by mutual consent under Section 13B(1) HMA within a week of the signing of the present conciliated agreement in the Family Court \_\_\_\_\_and both the parties shall be

present to make their respective statements before the said court at the time of listing of the said petition.

4. An application for waiver of statutory period of 6 months may be filed jointly by the parties within 2 weeks from passing of the order by the Family Court under Section 13B(1) of HMA. Soon after disposal of the waiver application, it is agreed by the parties that they shall file a joint petition for divorce by mutual consent under Section 13B(2) HMA. .
5. That the parties to this Conciliated Agreement shall exchange both petition under section 13B(2) and application for waiver, if any, within \_\_\_\_\_ days of the passing of the order by the Family Court under Section 13B(1) of HMA.
6. It is agreed between the parties that the First Party shall pay to the Second Party a total sum of \_\_\_\_\_ by way of Demand Draft in favour of the Second Party in two equal installments in the following manner:
  - i. \_\_\_\_\_ payable at the time of filing of the first motion petition.
  - ii. \_\_\_\_\_ payable at the time of recording of statement of the parties during the second motion petition
7. Upon receipt of the articles/payment mentioned in clauses 1 and 6 above, the parties state that they have settled all their disputes fully

and finally including Second Party's claim of stridhan, maintenance, alimony (past, present and future).

8. It is agreed between the parties that they withdraw all their allegations made against each other and agree and undertake not to make any allegation against each other in social media or any of the social platform. The parties further undertake not to interfere in each other's life.
9. The parties shall not interfere in each other's lives and they undertake not to display any pictures of them together or separate at any place/site including social websites such as Instagram/ Facebook/ Myspace/Twitter/Whatsapp etc. or any other social platform in any manner and under any circumstances whatsoever.
10. The Petitioner Nos. 1 and 2 undertake that neither of them, nor their parents/ family members/ relatives/ authorized representatives/attorneys shall ever file any complaint/ claim/ petition/ suit against each other or each other's parents/ family members or relatives regarding any dispute related to the matrimonial relationship between the parties.
11. That Petitioner Nos.1 and 2 have mutually & amicably settled their matrimonial disputes with each other and have agreed not to initiate any proceedings in any court of law or before any authority in respect of the matrimonial dispute or against the family members of the respective parties, in future and any other pending cases if any, will be withdrawn in terms of the present petition by the either parties in sincere earnest and spirit of the terms and conditions mentioned in the present Conciliated Agreement.

12. That both the Parties have mutually agreed that the settlement arrived at between them is full and final and there shall remain no dispute, difference, litigation, claim or counter claim(s) whatsoever, whether tangible or intangible of any nature between the Parties and the parties shall take necessary steps and actions to implement the settlement arrived at between them in its true, sincere earnest & letter and spirit.
13. After dissolution of the marriage, neither the First Party nor the Second Party shall interfere in the personal matters of the other party including marriage, property etc. and they shall not make any defamatory statement against each other in future and all defamatory statements made before shall stand unequivocally withdrawn.
14. The Parties undertake and agree to appear before the Ld. Family Court, \_\_\_\_\_ New Delhi on the date fixed to make their statement in terms of the present Conciliated Agreement and subsequently also in the Petition to be filed under Section 13-B(2) of the Hindu Marriage Act, 1955.
15. It is undertaken by the Parties that they shall move the Second Motion Petition within a reasonable time as mentioned in clause 4 of the present Conciliated Agreement. And in any case within a period of 15 days of the grant of first motion under section 13B(1). In case either of the Party does not turn up to file/ cooperate in the Second Motion Petition under Section 13-B(2), then the Party shall be free to invoke the provisions Contempt of Courts Act/ perjury or

any remedy in law available to him/her under the Law of the Land against the defaulting Party.

16. It is agreed that upon the marriage being dissolved by way of a decree of divorce as aforesaid, neither shall litigate with each other or their family members on any matter relating to arising out of the marriage between them.
17. The First Party and Second Party have entered into the present Conciliated Agreement voluntarily and of their own free will, after understanding the contents of the same.
18. It is agreed between the Parties that the present Conciliated Agreement will be treated as Settlement Agreement under Section 73 of the Arbitration & Conciliation Act, 1996 as amended upto date and the same shall have status and effect of arbitral award under Section 74 of the Arbitration & Conciliation Act, 1996.
19. By signing this Conciliated Agreement the parties hereto state that they have no further claims or demands against each other and all the disputes and differences in this regard have been amicably settled by the Parties hereto through the process of Conciliation.
20. That the Parties shall remain bound and undertake to abide by the terms and conditions set out in the present Conciliated Agreement and not to dispute the same hereinafter in future.

## **PARTIES SIGNATURES**

\_\_\_\_\_  
**(FIRST PARTY)**

\_\_\_\_\_  
**(SECOND PARTY)**

**COUNSEL SIGNATURES**

\_\_\_\_\_  
(Advocate for the First Party)

\_\_\_\_\_  
(Advocate for the Second Party)

\_\_\_\_\_  
Conciliator

\_\_\_\_\_  
Co-Conciliator