

ORDER BELOW EXHIBIT 1 IN SPECIAL CIVIL
SUIT NO. 253/2018

1. The matter was kept for compromise between the parties. As compromise took place between the parties, they have given compromise *pursis* vide exhibit 36. The said compromise *pursis* was recorded by this court in the presence of the parties and the learned advocates concerned after the contents were read over to the parties in their local language to which the parties had admitted.

2. The Court has gone through the submissions of the parties and the documents produced. The suit was filed for declaration and permanent injunction by the plaintiff against the defendants. It is pertinent to note that one proceeding before the National Company Law Tribunal, Ahmedabad were also in progress between the same parties wherein they have amicably settled their dispute vide deed of final settlement. Consequently, the parties have mutually agreed to the terms and conditions of compromise produced vide Exhibit 36 and the order of Hon'ble NCLT, Ahmedabad. It seems to this court that the compromise is met with in this matter and

therefore compromise decree must be issued to the parties with the condition that the said compromise decree must not hamper or prejudice the rights of any of the third party. Therefore, if this compromise decree will affect any third party, it will stand null and void and the parties will not be able to take any legal recourse through compromise decree. In interest of justice, I pass the following order.

ORDER

- The compromise decree is to be issued accordingly as per the document of deed of final settlement between directors and shareholders of Bhaskar Silk Mills Pvt. Ltd. and Prabhakar Processors Pvt. Ltd. which is produced vide Exhibit 37 on record.
- Compromise decree must not hamper or prejudice the rights of any of the third party.

Signed and Pronounced in this open court on this 31st day of July 2020.

31/07/2020

Surat

(Romit Anilkumar Agrawal)

10th Add. Senior Civil Judge,
Surat.

GJ00933