

The Advocate for plaintiffs has filed application U/o.23 Rule 1 of C.P.C. praying to permit the plaintiffs to abandonment of part of claim in respect of suit property as the plaintiffs have settled their dispute with defendant No.8 in respect of suit serial No.2 property bearing block No.47/1 measuring 3 acres, situated at Sutagatti village. Hence, prayed to dismiss the suit as settled out of the court against this property and permit them to proceed in the suit in respect of other properties.

2. The advocate for plaintiffs has filed affidavits of plaintiffs stating that they have settled the matter against suit schedule serial No.2 property bearing block No.47/1 with defendant No.8. Hence, prayed to dismiss the suit as settled out of the court against this property and permit them to proceed in the suit in respect of other properties.

3. The Advocate for defendant No.8 submitted that no objection to the application.

4. Heard.

5. The plaintiffs are master of their own case. Themselves have filed this application stating that matter settled in respect of block No.47/1, measuring 3 acres with defendant No.8. Therefore, abandonment of part of claim in

respect of above property. The reasons are satisfied. Therefore, application filed by advocate for plaintiff U/o.23 Rule 1 of C.P.C. is hereby allowed. Plaintiffs are permitted to abandonment of part claim in respect of suit schedule property bearing block No.47/1, measuring 3 acres, situated at Sutagatti village. The suit continued in respect of other properties.

Prl. Senior Civil Judge, Hubballi.