

Case called out.

Both parties are present and both counsels are present.

Both parties are identified by respective counsels. Both parties filed petition U/o 23 Rule 3 of CPC. The contents of the compromise petition are read over and explained to the parties in vernacular. Both the parties admitted that, the contents of compromise petition are true and correct. Both the parties submits that, they got compromised the dispute with their free will and consent. No threat, undue influence or fraud played against each other. The compromise appears to be lawful. Though the suit is filed for recovery of Rs.2,50,000/- with interest, now both the parties got settled for Rs.50,000/- and on enquiry the plaintiff submitted that, he voluntarily compromised the matter for the said amount at the intervention of elders, family members and well wishers. The defendant tendered Rs.50,000/- to the plaintiff which is acknowledged by the plaintiff. Hence, I proceed to pass the following;

ORDER

The petition filed by the parties U/o 23 Rule 3 of CPC is hereby allowed.

The suit of the plaintiff is hereby decreed in terms of compromise petition.

Draw Decree in terms of compromise petition.

Counsel for the plaintiff filed memo seeking for refund of Court fee. Since the suit is got settled between both the parties amicably, the plaintiff is entitled for refund of Court fee. Hence office is hereby directed to refund the Court fee to the plaintiff with due identification.

Sd/-

C/c Civil Judge, Navalgund