

Case advanced.

Sri. NBS advocate files N.O.C. power for plaintiff.

Sri. SND advocate files power for Defendant.

Counsel for plaintiff filed memo along with documents.

Plaintiff, defendants and their counsel are present.

Counsel for plaintiff has filed IA No.5 U/o. XXXII rule 7 R/w. Sec. 151 of CPC seeking permission to plaintiff No. 1 to enter into compromise on behalf of minor plaintiff No.2.

The reasons ventilated by the Plaintiff No.1 in her affidavit annexed to the application reveals that the compromise entered is for the benefit and welfare of the minor Plaintiff No.2. This being the sworn statement by Plaintiff No.1 who is the natural mother of Plaintiff No.2 has to be trusted without any cloud of suspicion.

Furthermore the application is

also appended with certificate issued by the counsel for Plaintiffs as mandated U/o. XXXII Rule 7 of CPC. When such is case there is absolutely no Iota of doubt in the mind of this Court. Accordingly IA filed by Plaintiff No.1 U/o.XXXII Rule 7 of CPC is allowed. Further the Plaintiff No.1 is hereby permitted to enter into compromise on behalf of minor Plaintiff No.2.

The Plaintiffs and defendants and their respective counsel submitted that, the parties have arrived into compromise. They have filed the compromise petition U/o XXIII Rule 3 CPC. I perused the same. On Perusal the same, this court is of opinion that, the compromise is in the interest of parties and also in the interest of minor Plaintiff No.2. The terms of the compromise petition are explained to all parties in the language known to them and they admit the correctness. They understood the same. I also perused identity cards of the parties to prove their identity. I enquired with the parties they submit that, they have voluntarily entered into compromise as per the compromise petition. The

compromise appears to the lawful one and not against the public policy. Hence I proceed to pass the following.

ORDER

The petition filed U/o.XXIII Rule 3 of C.P.C is hereby allowed. Hence, the suit of the Plaintiffs is decreed as per terms of compromise petition and as such Compromise petition is accepted.

Compromise petition shall be part and parcel of compromise decree.

Office is directed to draw final decree as per the compromise petition.

**Sd/-
Senior Civil Judge and JMFC,
Navalgund.**