

Counsel for plaintiff filed application under Order 1 Rule 10 of CPC stating that defendant no.3 to 4 may kindly be deleted as they have already relinquished their share in the suit property as per compromise decree passed in OS no.92/2016 on the file of Prl. Senior Civil Judge, Haveri.

Perused the compromise decree passed in OS no.92/2016 which shows that the defendant no.2 to 4 have relinquished their share in the suit properties in favour of defendant no.1 herein.

Hence, the application filed under Order 1 Rule 10 of CPC is allowed. The defendant no.2 to 4 are ordered to be deleted.

Counsel for plaintiff is directed to make necessary endorsement in the

plaint regarding deletion of
defendant no.2 to 4.

For amendment by 1.00 p.m

Principal Senior Civil Judge and CJM,
Belagavi.

Amendment carried out.
Amended plaint filed.

Plaintiff and Defendant no.1, 5 to 9 present. The counsel for plaintiff and defendants present. The Plaintiff and Defendants have filed Compromise petition under Order XXIII Rule 3 of CPC.

I have perused the compromise petition filed Under Order XXIII Rule 3 of CPC. Inquired with Plaintiff and Defendants. The parties have admitted the terms of the compromise petition. The plaintiff has stated she has received cheque for Rs.49,66,400/- from defendant no.1 and cheque for Rs.18,33,600/- from defendant no.8 and 9 towards compensation for her share in the suit properties. The defendants have also admitted the terms of the compromise petition.

The compromise petition filed U/Order XXIII Rule 3 of CPC is legal and valid. The compromise arrived between parties is also voluntary and accepted by them before this court. Hence, I pass following:-

ORDER

***Application / Compromise
Petition filed by Plaintiff and
Defendants under Order XXIII
Rule 3 of CPC is allowed and
accepted.***

***The Suit of the Plaintiff is
decreed as per the terms of the
compromise Petition.***

***Office is directed to draw
final decree. Compromise
petition is ordered to be treated
as part and parcel of the decree.***

**Principal Senior Civil Judge and CJM,
Belagavi.**