

KAHV510064742024



Presented on : 25-09-2024
Registered on : 25-09-2024
Decided on : 15-10-2025
Duration : 1 years, 0 months, 20 days

IN THE COURT OF
III Addl Senior Civil Judge and JMFC AT RANIBENNUR,HAVERI
Presided Over by Mahantesh Bhusagol

C.C/3152/2024

:
Sri Aravind S/o Tulujaramappa Ekabote
Age: 52
Occupation :
Address: R/o Siddeshwar Nagar, 1st Cross Ranebennur, Tq. Ranebennur,
Dist. Haveri.

VERSUS

:
Sri Fayaz Ahmed S/o Saiyad Ahmed Killedar
Age: 0
Occupation :
Address: R/o Mrutyunjaya Nagar, Ranebennur, Tq. Ranebennur, Dist.
Haveri.

Advocate for : N S Kodihalli

Advocate for : appearing for Sri Fayaz Ahmed S/o Saiyad Ahmed
Killedar: Advocate appearing for respectively.

ORDER

Case taken on board suo-moto.

Both the learned counsels are present. Complainant and accused are present and filed joint memo stating that the accused and complainant compromised the matter for Rs.10,00,000/- full and final settlement. The accused agreed to pay a sum of Rs.10,00,000/- will be paid on or before 15-01-2026. If the accused fails to pay the said amount then he has to face legal consequences. Hence both the counsels prays to accept the joint memo.

The parties agreed for understanding that, if the accused in fault for a payment of the said amount, then the complainant can enforce the joint memo by invoking the provisions of Cr.P.C. as per the judgment of the **Hon'ble High Court of Karnataka in W.P. No. 23519/2018 between Sri Somashekar Reddy V/s Smt G. S. Geeta. Dated: 07-02-2020.**

In an another judgment decided by the **Hon'ble High Court of Karnataka in Crl. R.P. No. 90/2017 between Sri M. Vijay Nayak and M/S Sri Sai Book Manufacturers.**

If the accused in default of payment of said amount, then the complainant has liberty to restore the case at the original stage i.e., prior to filing the joint memo, where it stands.

Further, the complainant has also given liberty to take steps against the accused on default of payment of instalments, by invoking the provisions of Under Section 431 or 421 of Cr. P.C.

The contents of the joint memo read over to both the parties and they are agreed to the terms and conditions of the said joint memo. In view of joint memo filed by the both the parties and accepted the contents of the said joint memo, I proceed to pass the following

ORDER

The joint memo filed by the parties is

accepted, in terms of the conditions invoked by the parties.

In view of joint memo, the complaint is closed.

Office has to draw accordingly.

Date : 15-10-2025

(Mahantesh Bhusagol)
III Addl Senior Civil Judge and JMFC
RANIBENNUR,HAVERI.