

BEFORE LOK-ADALAT

Petitioner No.1 to 6 present.

Learned counsel for petitioners has filed application U/O 32 Rule-7 of CPC with certificate of pleader. The petitioner No.1 requesting the court to permit her to enter into compromise of the case with respondent No.2 on behalf of minor petitioner No.2 to 4 in the best interest of the minor daughter.

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Perused the nature of the case and in view of the welfare of the petitioner No.2 to 4, it is just and necessary to permit the petitioner No.1 to enter into compromise. There is no adverse interest against the minor petitioner No.2 to 4. Hence application is allowed.

The petitioners and respondent No.2 have filed joint memo and agreeing to compromise the case.

Perused the records and joint memo, this court satisfied that the compromise entered into voluntary and same is lawful.

The petitioners have compromised the present matter with respondent No.2 for Rs.30,90,000/-(Rupees Thirty Lakhs Ninety thousand only) without interest. Both the parties have got settled the dispute amicably and admitted the contents of joint memo and verified before this court. In view of settlement, petition does not survive against respondent No.1. Hence I proceed to pass the following,

ORDER

The joint memo filed by petitioners and respondent No.2 is hereby accepted.

The petition is hereby allowed in terms of joint memo.

The claim against respondent No.1 is hereby dismissed.

The Respondent No.2 is hereby directed to deposit the amount of Rs.30,90,000/-(Rupees

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Thirty Lakhs Ninety thousand only) without interest within 3 months from the date of this order.

It is ordered that the petitioner No.1 being the wife of deceased is entitled for 30%, Petitioner No.2 and 3 being the minor sons of deceased are entitled for 10% each, petitioner No.4 being the minor daughter is entitled for 20%, petitioner No.5 and 6 being the parents of deceased are entitled for 15% each in the award amount.

It is further ordered to release the 60% award amount of petitioner No.1, 5 and 6 in their favour on proper identification and remaining 40% award of petitioner No.1, 5 and 6 shall be deposited in any nationalized bank for a period of 3 years.

Further, the petitioner No.2 to 4 are minor and therefore the entire award amount of petitioner No.2 to 4 shall be deposited in any nationalized bank till he attains the age of majority.

Office is directed to draw award as per the joint memo.

Non-Judicial Conciliator Judicial Conciliator