

O.S 96/2024

Sri.CRM, advocate files vakalath for D-4 along with IA U/o 9 rule 7 of CPC numbered as IA No-2. Plaintiffs counsel submit IA may be allowed. In order to provide opportunity to both the parties to put for their case, IA no-2 is allowed. Order placing Defendant No-4 ex parte is hereby recalled. Further, counsel for D-1 to 4 files memo reporting death of Defendant no-1 and also submits that D-2 to 4 are the LR's of defendant no-1. Counsel for plaintiff submits that as LR's of D-1 are already on record. He may be permitted to carry out the amendment accordingly.

Perused materials. As LR's of D-1 are already there on record as D-2 to 4, there is no scope for taking further steps. Hence, plaintiff is directed to carry out necessary amendment and to file amended plaint. Counsel for Plaintiff carries out amendment and files amended plaint.

All parties and counsel are present and They submit that parties are arrived at settlement and suit may be closed as per compromise petition along with memo and copies of ID cards.

Upon enquiry parties submits that they have settled the case as per the compromise petition. It is contended that, parties have chosen to cancel the sale agreement, which is the subject matter of the suit and plaintiff has agreed to receive the advance sale consideration paid by him to his vendor. He submits that he has received Rs.2,00,000/- as per the terms of settlement. In view of the settlement arrived between the parties. Case is closed as settled as per the compromise petition.

Office is directed to refund the court fee in accordance with law.

Sd/-  
C/C I Addl. Civil Judge & JMFC,  
Pandavapura.