

ORDERS ON JOINT MEMO

The joint memo filed by the parties whereby the parties had reported that the parties have arrived at out of the court compromise and that the case is compromised for a sum of ₹.22,25,000/- (Rupees Twenty Two Lakhs Twenty Five Thousand only), is on record.

2. This court on the last hearing date had inquired with the petitioners, who submitted that they are satisfied with the amount stated in joint memo.

3. The petitioners further submitted that the compromise is voluntary and that they were not subjected to any sort of threat, coercion or undue influence by any person whatsoever in this regard. The parties to the compromise are majors in age and appear to be competent to enter into compromise.

4. The terms of compromise are legally enforceable and hence this court should not have any impediment to accept the same. The petitioner No.2 and 3 have filed affidavit stating that entire amount may be released in favor of the petitioner No.1. Hence the following:

ORDER

“The joint memo filed by the parties to the petition is hereby accepted.

The petition stands disposed off as per the terms of joint memo.

The joint memo filed by the parties shall form part of this order.

Further from the settled amount of ₹.22,25,000/- (Rupees Twenty Two Lakhs Twenty Five Thousand only), a sum of ₹.12,00,000/- (Rupees Twelve Lakhs only) is apportioned towards the share of petitioner No.1 and ₹.6,00,000/- (Rupees Six Lakhs only) is apportioned towards the share of petitioner No.2; and ₹.4,25,000/- (Rupees Four Lakhs Twenty Five Thousand only) is apportioned towards the share of petitioner No.3;

Further, considering the submission of the learned counsel for the petitioners that the petitioners have loans to clear the entire amount apportioned towards the share of petitioner No.1, is ordered to be released in her favor after due verification and by following the procedure prescribed and the scheme of investment is dispensed with.

Further as the amount apportioned towards the shares of petitioner No.2 and 3 are meager, the scheme of investment is dispensed with.

Further in view of the affidavits filed by the petitioner No.2 and 3 consenting for release of entire amount in favor of petitioner No.1.

The Respondent No.2 is directed to deposit the amount at the earliest without causing unnecessary delay .

Draw award accordingly."

Prl. Judge,
Court of SC., & MACT.,
Mysuru.