

In the Court of the Civil Judge,(Sr. Divn.) 3rd Court, Paschim Medinipur

T.S.- 628 of 2022

CNR No. WBWM02-000 -2022

J.O. Code WB01088

Order No.-02

Dated.-27-02-2023:

The record is put up today on the strength of put up petition.

Both parties are present by filing their respective haziras.

Both parties contended that they have settled the matter and pleaded to take up the matter before this Court for expeditious disposal.

Plaintiff No. 3 filed an application stating that at the time of filing the Suit Plaintiff No. 3 was minor and was represented by her natural guardian mother i.e., plaintiff No.2. It is further submitted by plaintiff No.3 that on 27.01.2023 the plaintiff No 3 has attained majority and as such she is intended to contest the Suit personally through her Ld. Counsel.

Fresh vokalatnama is also filed on behalf of plaintiff No.3.

Heard. Considered. Leave is granted.

One compromise petition has been filed along with conditions of solenama with detailed description of the schedule property. Let the solenama petition along with sketch map with its annexure and the affidavit be kept with C.R. Parties have also filed self attested photocopies of their identity cards.

Plaintiff no.1 deposed before this Court as P.W-1. Sole Defendant also deposed before this Court as D.W-1 respectively. The witnesses deposed to the effect that they have amicably resolved the dispute and filed a joint compromise petition along with affidavit to that effect.

All the parties and their respective Ld. Advocates are present before the Court.

The record is taken up for hearing on the compromise petition.

Heard the Ld. Advocates on behalf of the plaintiffs and the defendants who prayed for decree directly as per terms of Solenama without any preliminary decree.

There is nothing on record to disbelieve the evidence on record.

It is evident that the parties have absolute knowledge and consent that the suit property has been mutually partitioned amongst them.

The terms and conditions of the compromise petition being legal and valid are hereby accepted. Considering all aspects prayer for parties to draw up the decree as per terms of Solenama petition is allowed.

Hence, it is,

ORDERED

that the present suit be and the same be disposed of in final form on the basis of the terms and the conditions of the compromise petition dt.- 27-02-2023.

The compromise petition dt.-27-02-2023 along with sketch map do form part of the final decree. Parties are directed to effect partition as per share mentioned in the compromise petition amicably.

Let the final decree be drawn up after payment of stamp duty. D.A. is directed to do the needful.

The parties will bear the requisite stamp duty for drawing up of final decree in proportionate to their respective shares.

Thus, the suit is disposed of in terms of solenama.

D & C. by me.

Civil Judge(Sr. Divn.) 3rd Court.
Paschim Medinipur

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