

IN THE COURT OF PRINCIPAL SENIOR CIVIL JUDGE

**At : BHUJ,
DIST.-KACHCHH.**

ORDER PASSED BELOW EXH.-1
IN
REGULAR CIVIL SUIT No. 416/2015
(Jaya Mahesh Soneta Vs. Rajesh Kiran Bhatt)

APPEARANCE :-

<i>Ld. Advocate for the Plaintiff</i>	<i>Mr. J. K. Thacker Mr. N. J. Thacker Mr. A. H. Pujara</i>
<i>Ld. Advocate for Defendant No. 1</i>	<i>Mr. D. N. Barot</i>
<i>Ld. Advocate for Defendant No. 2</i>	<i>-</i>
<i>Ld. Advocate for Defendant No. 3</i>	<i>Mr. J. J. Jadeja Mr. N. J. Gor</i>

The Plaintiff has filed the suit for declaration and injunction and prayed to declare that the Plaintiff is the owner of First Floor of Northern Side in the terrace in the suit property and the Defendants have no right or interest in it and the order dated 30/10/2004 of the Defendant No. 2 is not binding to him and further prayed to grant permanent preventive injunction restraining the Defendants from selling or transferring the suit property or creating charge or handing over the possession of the suit plot. The Plaintiff had filed the Application at Exh.-5, which was dismissed vide order dated 11/07/2018. Thereafter, the Plaintiff had filed Civil Misc.Appeal before the Hon'ble District Court, wherein the parties have settled the matter.

The Plaintiff and the Defendant No.3 alongwith all the Ld.Advocates had appeared and filed Withdrawal Pursis at Exh.-59 and submitted that the matter is being settled between the parties and therefore they are withdrawing the suit. The Plaintiff has affirmed the statement made in the Pursis at Exh.-59 that she is releasing her right in the suit property in favour of Defendant No.3 and for that they have received the

amount of consideration in cash. Thus, the parties have settled the matter out of the Court and therefore they are withdrawing the suit. Hence, I pass following order.

◀ ORDER ▶

- In view of the Pursis at Exh.-59, the suit is disposed off as withdrawn.
- No order as to cost or refund of the court fee.

Signed, pronounced and declared in the open Court on this 9th day of March, 2019, at Bhuj.

Date: 09/03/2019
Place : Bhuj

(Rasikkumar V. Mandani)

Principal Senior Civil Judge
Bhuj, Dist.-Kachchh. (Code : GJ00715)

/Nainesh Patel /