

C.S.No.572 of 2015

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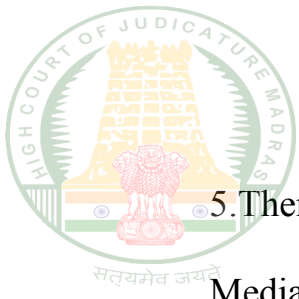
N.SESHASAYEE, J.

M/s.K.N.S.Law chambers, Mr.Kaushik N.Sharma appears for the 3rd defendant.

2.Learned counsel for the 1st and 2nd defendants submits that essentially the 1st defendant is incapacitated and the plaintiff is a divorcee and she is issue less and the stand of the 2nd defendant, the mother of the plaintiff is that the plaintiff has been adequately provided with. The 3rd defendant until recently was with the plaintiff, and has since moved to the opposition camp, and has been transposed as the 3rd defendant vide order of this Court dated 09.12.2021.

3.Today, the learned counsel for the 3rd defendant makes a statement that he is keen to resolve the dispute amicably with the plaintiff.

4.Learned counsel for the plaintiff submitted that the mediation was constituted with Shri. T.R.Rajagopalan, the learned Senior Counsel as the Mediator, and it failed essentially because the 2nd defendant / the mother did not cooperate.



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5. There is a slight change of circumstances now. At the time of the Mediation failed, the 3rd defendant was the plaintiff and today the same person has become the 3rd defendant. Therefore, this change of equation will give better prospects for resolving the dispute.

6. Like icing the cake, the learned counsel for the 2nd defendant/the mother of the other two parties made a statement that the Mediation did not fail due to lack of cooperation of the 2nd defendant, but because of the brother and sister had fallen apart so badly that the Mediator was exhausted while dealing with them. Normally, the Court will not record anything that happened before the Mediation, but then to understand who is against who in this triangle, this piece of information may become important. Hence, this Court records this statement.

7. For exploring possibility of settlement now, post the matter on 02.02.2022.

19.01.2022

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