

Rs.4,00,000/- shall be paid within a period of one year from the date of recording the compromise between the parties before this Hon'ble Court.

(iv) That the respondent shall deliver the vacant possession of the house bearing Plot No.2, Srinivasa Nagar, Vizianagaram Town to the petitioners. On receipt of the amount of Rs.4,00,000/- mentioned in Condition No.3 referred above free from all encumbrances, failing which the Respondent shall be free to move this Hon'ble Court by filing an appropriate application for seeking appropriate direction. It is further agreed that the respondent shall not claim any title or interest whatsoever over any of the properties held by Sri Late Kalluri Venkata Govinda Rao. The Petitioners has agreed to clear the outstanding loan amount about Rs.45,000/- (Forty Five Thousand Rupees only) to the bank pending against said property.

(v) That the 2nd petitioner had applied for the compassionate appointment to the authorities on account of the death of the deceased Late Venkata Govindarao while he was in service and the said application could not be pursued with the authorities due to the pending litigation between the parties. The respondent shall cooperate to the petitioners to pursue the said application with the concerned authorities. (vi) That the parties shall bear their respective costs of the litigation.”

Mr. T.V. Ratnam, learned counsel appearing for the respondent states that he has instructions to state that all the parties have amicably settled the matter and it is a genuine compromise. In view of the fact that the parties have settled the controversy, the present appeal deserves to be disposed of in terms of the compromise and, therefore, we have incorporated the compromise to form it a part of this order. In terms of the compromise, a demand draft of Rs.1,00,000/- drawn in favour of the sole respondent, Kalluri Padmaja, has been handed over to learned counsel for the respondent.

In view of the aforesaid incorporation, the order passed by the High Court is set aside and the appeal stands disposed of in terms of the compromise. There shall be no order as to costs.”

It is submitted to the Hon'ble Court that Mr. Y. Rajagopala Rao, counsel for the appellant has on 18th December, 2015 filed an application for extension of time, a further period of 6 months for compliance of Hon'ble Court's order dated 16th December, 2014. The same has been registered as IA No. 2 and placed before the Hon'ble Court for its kind perusal.

It is further submitted that Original paper books have been weeded out after due preservation and Counsel for the appellant has supplied the paper book of Civil Appeal.

The aforesaid application in the matter is listed before the Hon'ble Court with this office report.

Dated this the 12th day of February, 2016.

ASSISTANT REGISTRAR

Copy to:

1. Mr. Y. Rajagopala Rao, Advocate
103, Lawyers Chambers
2. Mr.T. V. Ratnam, Advocate
Chamber 129, M.C. Setalvad Chamber
Supreme Court

ASSISTANT REGISTRAR