

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION
CIVIL APPEAL NO.1130/2016

PRATIK PARSHURAM PATWARDHAN

Appellant(s)

VERSUS

LADY RAMABAI (D) TH. LR. & ORS.

Respondent(s)

O R D E R

Learned counsel for the parties placed before us a joint application for settlement in Court. It is stated to have been prepared yesterday. This is in pursuance of the settlement already recorded vide our order dated 25.07.2019. It is informed that a more accurate plan has been submitted as Exhibit Mark 'B' and division will be as per the said plan.

We note that though there are more parties to the present proceedings, the respondent No.2 was a successful party before the High Court and only appellant assailed the same. In terms of the partial partition, between the appellant and respondent No.3, the property fell to the appellant. The mother has also passed away. Thus, the appellant and respondent No.2 alone are claiming contra-interest in the property in question.

In terms of this settlement, the areas have been demarcated as to which portion would vest with the appellant and which portion would vest with respondent No.2.

The settlement also takes care of the issue of tenanted portion of the premises which also forms subject matter of our

order dated 25.07.2019.

We take the settlement on record and accept the same. The decree is passed in terms of the settlement which shall form part of the order. The parties shall remain bound by the settlement and the decree.

The appeal stands, accordingly, disposed of.

We really appreciate the stand taken by the parties and the assistance given by the counsels to bring this four decade old dispute to an end.

.....J.
[SANJAY KISHAN KAUL]

.....J.
[K.M. JOSEPH]

NEW DELHI;
AUGUST 02, 2019.

ITEM NO.1

COURT NO.12

SECTION III

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 1130/2016

PRATIK PARSHURAM PATWARDHAN

Appellant(s)

VERSUS

LADY RAMABAI (D) TH. LR. & ORS.

Respondent(s)

Date : 02-08-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE K.M. JOSEPH

For Appellant(s) Mr. Devadatt Kamat, Sr. Adv.
 Mr. Rajesh Inamdar, Adv.
 Mr. Javedur Rahman, Adv.
 Mr. Aditya Bhat, Adv.
 Mr. Ashwin G. Raj, Adv.
 Mr. Gautam Talukdar, AOR

Mr. Raktim Gogoi, Adv.
Mr. Kartikeya Singh, Adv.
Mr. Sarvaswa Chhajjer, Adv.

For Respondent(s) Mr. Prasenjit Keswani, Adv.
 Mr. Upmanyu Tewari, Adv.
 Mrs. V. D. Khanna, AOR
 Ms. Devika Khanna, Adv.

Mr. Chandra Prakash, AOR

UPON hearing the counsel the Court made the following
O R D E R

The appeal is disposed of in terms of the signed order.

Pending application, if any, stands disposed of.

(ASHA SUNDRIYAL)
COURT MASTER

(ANITA RANI AHUJA)
COURT MASTER

[Signed order is placed on the file]