

ITEM NO.9

COURT NO.9

SECTION IVA

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil)...../2006

(CC 4431/2006)

(From the judgement and order dated 16/12/2005 in SA No. 304/1991 of The HIGH COURT OF M.P
AT JABALPUR)

BADRI PRASAD & ORS.

Petitioner(s)

VERSUS

JAMESHWAR @ TAMESHWAR MAHARAJ

Respondent(s)

(For permission to file SLP and substitution and c/delay in filing substitution appln. and with prayer for

interim relief)

With

I.A.No.....(Appln. For directions)

Date: 06/07/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE TARUN CHATTERJEE

For Petitioner(s)

Mr.A.K.Misra, Adv.

Mr.K.K.Tyagi, Adv.

Mr.Iftekhar Ahmad, Adv.

Mr. P. Narasimhan, Adv.

For Respondent(s)/

Caveator

Ms. N. Annapoorani, Adv.

UPON hearing counsel the Court made the following

O R D E R

Permission to file SLP is granted.

I.A.No.2 (application for substitution) and I.A.No.3 (application for condonation of delay in

filing substitution application) are allowed.

Issue notice to the respondent.

Ms.N.Annapoornani, advocate, accepts notice on behalf of the sole respondent/caveator. An

2

application for direction has been filed on behalf of the respondent/caveator. The same is numbered

as I.A.No.4 of 2006. The prayer made in the said I.A. is to allow the parties namely the respondent and

the petitioner to settle their dispute and to bring on record the Terms of Mutual Settlement and also

to pass an order in terms of the deed of mutual agreement and to pass a decree in terms of the deed of

mutual agreement arrived at between the parties. Along with this application, the Terms of Mutual

Settlement has also been filed which is marked as Annexure R-1. The Terms of Mutual Settlement

has been duly signed by both the parties. The signatures of the respective parties have also been

verified by the witnesses. We have also seen the thumb impression and the signatures. We, therefore,

pass a decree in Terms of the Mutual Settlement. I.A. and the SLP stands disposed of accordingly.

(Satish K. Yadav)

Court Master

(Phoolan Wati Arora)

Court Master