

ITEM NO.102

COURT NO.10

SECTION II

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

Criminal Appeal No(s). 1180/2006

KOLLI LAKSHMI

Appellant(s)

VERSUS

KOLLI TRINADHA RAO & ORS.

Respondent(s)

WITH

Cr1.A. No. 1178/2006

[KOLLI LAKSHMI V. KOLLITRINADHA RAO & ORS.]

(With Office Report)

Cr1.A. No. 1174/2006

[KOLLI LAKSHMI V. KOLLI TRINADHA RAO & ORS.]

(With Office Report)

Date : 18/09/2014 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA
HON'BLE MR. JUSTICE SHIVA KIRTI SINGH

For Appellant(s)

Mr. M.N. Rao, Sr. Adv.
Mr. Y. Raja Gopala Rao, A.O.R.
Mr. Hitendenra Nath Rath, Adv.
Mr. Sudheer Kumar Reddy, Adv.

For Respondent(s)

Mr. R. Basant, Sr. Adv.

For RR /husband

Mr. Dinesh Kumar Garg, A.O.R.
Mr. Shekhar G. Devasa, Adv.

For State

Mr. D. Mahesh Babu, A.O.R.

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

Today when these appeals were taken up for

hearing, learned senior counsel representing the appellant as well as the respondents submitted that both the parties have agreed to settle their differences and by which the first respondent agreed to pay a sum of Rs. 31,10,000/- (Rupees Thirty one lakhs ten thousand) by way of a demand draft in favour of the appellant and also agreed for permitting the appellant to withdraw the sum of Rs. 3,90,000/- (Rupees Three lakh ninety thousand) deposited by him in the Court of learned Sessions Judge, Mahila Court, Vishakapatnam in S.C. No. 57 of 1997 on 17th August, 2000 and 5th March, 2006.

In the light of the agreed payment of Rs.35,00,000/- (Rs. 31,10,000 + Rs. 3,90,000/-), [Rupees Thirty five lakhs (Rupees Thirty one lakhs + Rupees Three lakhs ninety thousand)] the appellant agreed that all the pending disputes between the parties will be amicably sorted out and the above payment would be in full and final settlement of all her claims in E.P. No. 26 of 2012 in O.S. No. 11 of 1999 as well as the pending Maintenance case in O.P. No. 36 of 1996, upto the date of settlement which is to be finally recorded

in these proceedings.

Both the parties also agreed that by virtue of the said settlement, the matrimonial relationship as between the appellant and the first respondent would also come to an end and will pray for dissolution of their marriage held on 13th October, 1995. The appellant also agreed for the disposal of the pending Criminal Case in S.C. No. 57 of 1997 on the file of the Sessions Judge, Mahila Court, Vishakapatnam.

The above terms have been tentatively agreed by both the parties which would be finalised on the first respondent handing over a demand draft for Rs.31,10,000/- (Rupees Thirty one lakh ten thousand) in favour of the appellant on the next date of hearing that will be 24th September, 2014.

With reference to the above terms agreed between the parties as submitted by learned senior counsel, we enquired the parties themselves who have confirmed the above terms agreed between them.

Call on 24th September, 2014.

To enable the parties to seek for a valid decree of divorce, joint application under Section

13B of the Hindu Marriage Act, 1955 may also be filed in this Court before the next date of hearing.

The second respondent has agreed to bear the travel expenses of the appellant as admitted i.e. Rs. 20,000/- (Rupees Twenty thousand) in order to enable her to appear on the next date of hearing.

[KALYANI GUPTA]
COURT MASTER

[SHARDA KAPOOR]
COURT MASTER