

CRIMINAL APPEAL NO.1180/2006

KOLLI LAKSHMI

Appellant(s)

VERSUS

KOLLI TRINADHA RAO &amp; ORS.

Respondent(s)

WITH

Crl.A. No. 1178/2006

Crl.A. No. 1174/2006

O R D E R

Subsequent to our order dated 18.9.2014, today, when these appeals were taken up for hearing, learned

senior counsel appearing for both the parties placed before us a Joint Statement dated 24.9.2014 signed by the appel

lant, Respondent No.1 and the respective Advocates-on-Record.

As

per the said Joint Statement, Respondent No.1 handed over four Demand Drafts, in all for the sum of Rs.31,10,000/- (Rupees Thirtyone Lacs Ten Thousand only) to the appellant, which were received by the appellant in full satisfaction of the terms agreed between the parties under the

Joint

Statement. Apart from the said payment of Rs.31,10,000/- (Rupees Thirtyone Lacs Ten Thousand only) it is also agreed between the parties that the appellant is entitled to receive the sum of Rs.3,90,000/- (Rupees Three Lacs Ninety Thousand only) deposited by Respondent No.1 in S.C. No.57/1997 on the file of Sessions Judge, Mahila Court, Vishakhapattanam.

Signature Not Verified

The  
Digitally signed by  
parties

Narendra Prasad  
Date: 2014.09.25

having amicably agreed to the settlement

of the  
17:29:31 IST  
Reason:

issues, such settlement comes in full satisfaction of the

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decree in Dowry Case, namely, O.S. No.11/1999 now pending for execution in E.P. No.26/2012 on the file of Senior Civil Judge, Manchirial and Maintenance Case in O.S. No.36/1996 pending before Vth Additional Judge-cum-Family Court, Vishakhapattanam.

Both, the appellant and respondent No.1, were present in the Court, who made statements that they have wholeheartedly agreed to the above terms mentioned in the Joint Statement filed before this Court.

In the light of the above full and final settlement

between the parties, nothing survives in these appeals. As far as the sum of Rs.3,90,000/- (Rupees Three Lacs Ninety Thousand only), which is lying in deposit in the Court, Vishakhapattanam in S.C. No.57/1997 is concerned, we direct the said Court to disburse the said amount with accrued interest, if any, to the appellant on production of a copy of this order.

In the light of the settlement between the parties, the proceedings against A1-Respondent No.1 and A3-appellant's sister-in-law in S.C. No.57/1997 stands quashed. It is stated that A2 is no more as he died when the Sessions Case was pending before the Mahila Court, Vishakhapattanam. By this settlement, whatever claims made by the appellant in O.S. No.11/1999 now sought to be executed in E.P. No.26/2012 as well as Maintenance Case O.A. No.36/1996 are also fully settled and the said proceedings shall stand annulled by this Court. Further, since the parties are agreed for mutual divorce, pursuant to this Settlement dated 24.9.2014 and the Joint Application filed under Section 13B of the Hindu Marriage Act, in the interest of justice exercising our power under Article 142 of the Constitution of India read with Section 13B of the Hindu Marriage Act, 1955, there will be an order for dissolution of the marriage of the appellant with

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respondent No.1 dated 13.10.1995 and the said marriage shall stand dissolved. Their relationship as husband and wife shall cease from this date. We also record the payment of Rs.20,000/- (Rupees Twenty Thousand only), which we directed to respondent No.1 to pay to the appellant to cover her travel expenses for today's hearing.

The Joint Statement dated 24.9.2014, handed over in Court, shall be taken on record and shall form part of this order.

The appeals and all the I.As are disposed of in terms of the Joint Statement.

.....J.  
[FAKKIR MOHAMED IBRAHIM KALIFULLA]

.....J.  
[SHIVA KIRTI SINGH]

NEW DELHI;  
SEPTEMBER 24, 2014

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ITEM NO.104 COURT NO.10 SECTION II

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

Criminal Appeal No(s). 1180/2006

KOLLI LAKSHMI Appellant(s)  
VERSUS

KOLLI TRINADHA RAO & ORS. Respondent(s)

(with application(s) for dissolution of marriage dated 13.10.1995)

WITH  
Crl.A. No. 1178/2006  
(With appln.(s) for permission and Office Report)  
Crl.A. No. 1174/2006  
(With appln.(s) for permission and Office Report)

Date : 24/09/2014 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,Adv.  
   Mr.    Y. Vismai Rao,Adv.  
   Mr.    Hitender Nath Rath,Adv.  
   Mr.    S. Kumar Reddy,Adv.

For Respondent(s)        Mr.    R. Basant,Adv.  
   Mr.    Shekhar G. Devasa,Adv.  
   Mr.    Dinesh Kumar Garg,Adv.  
   Ms.    Lalitha Prasad,Adv.

Mr. D. Mahesh Babu,Adv.

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

The appeals and all the I.As are disposed of in terms of  
the signed order.

(NARENDRA PRASAD)  
COURT MASTER

(SHARDA KAPOOR)  
COURT MASTER

(Signed order is placed on the file)