

(PART-HEARD)

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

RECORD OF PROCEEDINGS

I.A...../2005 In CIVIL APPEAL NO(s). 1788 OF 2001

MOHD. HUSSAIN

Appellant (s)

VERSUS

MOHD. MIAN (DEAD) BY LRS.

Respondent(s)

(With appln(s) for permission to place addl. documents on record)

(With Office Report)

Date: 04/10/2005 This Appeal was called on for hearing today.

CORAM :

HON'BLE Dr. JUSTICE AR. LAKSHMANAN

HON'BLE MR. JUSTICE ALTAMAS KABIR

For Appellant(s)

Mr. Avadh Behari Rohtagi, Sr. Adv.

Mr. Sudhir Kumar Gupta, Adv.

Mr. Anurag Pandey, Adv.

For Respondent(s)

R-1 Mr. Rajinder Mathur, Adv.

R-3,4,7&8

Mr. Seeraj Bagga, Adv.

Mrs. Sureshta Bagga ,Adv.

UPON hearing counsel the Court made the following

O R D E R

IA taken on board.

Civil Appeal is disposed of in terms of the signed order.

(Sheetal Dhingra)

(Vijay

Dhawan)

Court Master

Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A.NO. /2005

IN

CIVIL APPEAL No. 1788 OF 2001

MOHD. HUSSAIN
..Appellant(s)

Versus

MOHD. MIAN (DEAD) BY LRS.
..Respondent(s)

O R D E R

I.A. taken on board.

A joint application on behalf of the appellant and the respondents is

filed today for disposal of the Civil Appeal No.1788 of 2001 in terms
of the

Memorandum of Settlement.

We have perused the Memorandum of Settlement dated 4th October,

2005 duly signed by both the parties and their respective counsel on record.

The Memorandum of Settlement is also accompanied by affidavit of the

appellant-Mohd Hussain and respective affidavits of respondents, namely,

Mohd. Sultan Hashmi, Mohd. Shahzad, Mohd. Wazir alias Chunnu, Naseem

Begum and Fahim Begum. All the affidavits have been duly signed and attested

by Notary Public and also identified by the respective counsel. The

Memorandum of Settlement and the affidavits filed along with the said

memorandum is taken on record and there will be a decree in terms of the

compromise arrived at between the parties. Memorandum of Settlement will

form part of the decree. The Registry to issue a copy of this order along with

the Memorandum of Settlement and the affidavits to the respective parties on

payment of charges.

Both parties shall strictly comply with the terms mentioned in the

Memorandum of Settlement.

We place on record our appreciation that the parties who are

litigating in courts for the the last 40 years, have now amicably settled the

matter.

IA stands allowed. Consequently, the Civil Appeal is disposed of in

terms of the Settlement.

No costs.

....J.

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(Dr. AR. LAKSHMANAN)

...J.

.....

(ALTAMAS KABIR)

New Delhi;

OCTOBER 04, 2005.