

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(s).4670-4671 OF 2012

DASTGIR AHMED

APPELLANT(S)

VERSUS

KHAIRUNNISA RAHANA & ANR.

RESPONDENT(S)

O R D E R

1. I.A. No.313960 of 2025 has been jointly filed by the parties seeking appropriate directions under Order XXIII Rule 3, read with Section 151 of the Code of Civil Procedure, 1908.

2. Learned counsel for the parties submitted that all the disputes and differences between the parties have been amicably resolved, and the parties have decided to part ways on certain terms and conditions. Accordingly, appropriate and necessary orders may be passed in accordance therewith.

3. We appreciate the efforts put in by learned counsel for the parties in helping them arrive at an amicable settlement.

4. The parties have amicably resolved their disputes in terms of paragraph no.18 of the joint application, which is extracted as under:

"18. That in terms of the compromise/ settlement arrived at between the Appellant and the Respondents are as under:

a) The Appellant admits and acknowledges the sale deed dated 08.11.1993 of Respondent No. 1, and Respondent No. I admits and acknowledges the sale deed dated 08.02.1993 of the Appellant, with respect to land-forming part of Survey No. 749 of Bommakal Village, Karimnagar Mandal. However, the area of the property of the appellant in his sale deed is 1 acre 11 guntas whereas he is in actual possession of 21 Guntas of land. The appellant state that he or his successors shall not claim the balance area from the respondents or his successors in future.

b) The current status of possession and the total area of the respective properties of the Appellant and Respondent No. 1 is as per the site plan annexed to this application as Annexure A/I, which shall form part of the compromise decree.

c) The property in possession of the Appellant is shown in "red" colour in the site plan filed along with the present application as Annexure A/1.

d) The Appellant and Respondent No. I admit and acknowledge that the boundaries of the property in possession of the Appellant are as follows:

North: Remaining land of Survey No. 749  
South: Land of Khairunnissa Rahana  
East: Land of V. Komraih  
West: Rajiv Rahadari Bypass Road

e) The property in possession of Respondent No. I is shown in "blue" colour in the site plan filed along with the present application as Annexure A/1.) The Appellant and Respondent No. 1 admit and acknowledge that the boundaries of the property in possession of Respondent No. 1. Due to the road in the middle of the land of respondent No. 1, the said land is divided in two parts, one part in 1 acre and second part in 4 guntas which are as follows:

BOUNDARIES: of 1 acre land

North: Dastgir Ahmed

South: Survey No. 748

East: Land of Sri Mekala Rajaiah & Ors.  
(Survey No. 747)

West: By Pass Road

BOUNDARIES: of 04 Guntas of land

East: Bypass Road

West: Agricultural land of Neerla  
Hammanthu

North: Triangular Shape

South: Agriculture land of Ryakam  
Mallaiah

g) The Appellant shall withdraw the contempt petition bearing Contempt Petition (C) No. 306-307/2021, titled "Dastgir Ahmed Vs. Khairunnissa Rahana & Ors."

h) The respondents hereby submit that they have no objection to the appellant taking necessary steps for the mutation and entry of his name in the revenue records of the competent authority, in respect of the portion shown in red colour in the sketch map annexed hereto (Annexure A/1), which corresponds to the boundaries specified in this compromise petition.

i) The Appellant and Respondent No. 1 assure that they shall not initiate any further litigation, civil or criminal, against each other at any point in time, as all their inter se claims have been fully and finally settled with respect to the subject matter of the present appeals.

j) The terms of the present compromise/settlement shall be binding on the Appellant and Respondent No. 1, their legal heirs and family members, and shall not be subject to any dispute by any party at any point in the future with respect to the subject matter of the present appeals.

k) The Appellant and Respondent No. 1 have entered into the present compromise/settlement of their own free will and volition, without any force, pressure, coercion, or undue influence.

l) The Appellant and Respondent No. 1 undertake to abide by each and every term of the present compromise/settlement and further undertake not to dispute the same at any point in time in the future.

m) The Appellant and Respondent No. 1 acknowledge that this compromise/settlement has been drafted with their full knowledge and has been read over and deliberated upon by them in its entirety before affixing their signatures.

n) The Appellant and Respondent No. 1 undertake to abide by every term of this compromise/settlement and not to violate it under any circumstances.

o) The Appellant and Respondent No. 1 agree, understand, and acknowledge that if either party commits any default in performing their obligations under the compromise/settlement, the defaulting party shall be held in contempt.

p) The Appellant and Respondent No. 1 agree, understand, and acknowledge that the non-defaulting party shall be entitled to enforce the terms and conditions of the compromise/settlement by initiating execution proceedings at the cost, risk, and consequences of the defaulting party.

q) This compromise/settlement constitutes the entire understanding between the parties with respect to the subject matter hereof and supersedes all prior agreements, negotiations, and understandings, whether written or oral, relating to the present subject matter.

r) This compromise/settlement constitutes the entire understanding between the parties with respect to the subject matter hereof and supersedes all prior

agreements, negotiations, and understandings, whether written or oral, relating to present subject matter.

19. That the terms of the present compromise/settlement are lawful in nature, and the present appeals may kindly be finally decreed in terms thereof.

20. That both parties undertake to this Hon'ble Court to remain fully bound by all the terms and conditions as contained hereinabove and not to dispute the same at any point in the future

21. That the present has been made bona fide and in the interest of justice."

**5. In view of the above, the following directions are issued:**

- i) The appeals stand disposed of;**
- ii) The contempt petitions bearing Contempt Petition (C) Nos. 306-307 of 2021 shall be deemed to have been withdrawn;**
- iii) Decree be drawn up accordingly;**
- iv) It goes without saying that both parties will continue to abide by the terms of the conditions extracted supra without any exception;**
- v) Also, Rectification Deed dated 15.10.2025 is made part and parcel of this order, and its terms are binding upon the parties. Parties undertake to abide by the same; and**
- vi) Parties, through their learned counsel present in the Court, have been made aware of the**

consequences of breach of such terms, including the initiation of contempt proceedings.

6. Pending application(s), if any, shall stand disposed of.

.....J.  
(SANJAY KAROL)

.....J.  
(AUGUSTINE GEORGE MASIH)

NEW DELHI  
10-02-2026

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

Civil Appeal No(s).4670-4671/2012

DASTGIR AHMED

APPELLANT(S)

VERSUS

KHAIRUNNISA RAHANA &amp; ANR.

RESPONDENT(S)

[ONLY IA NO. 33960/2025 IN CA NO. 4670-71/2012 IS LISTED UNDER THIS  
ITEM]IA No. 313960/2025 - FILING MEMORANDUM OF DRAFT COMPROMISE ON  
RECORD

Date : 10-02-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KAROL  
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Appellant(s) :

Mr. S.B. Upadhyay, Sr. Adv.  
Mr. Niraj Gupta, AOR  
Ms. Anshu Kumari, Adv.  
Ms. Anshu Gupta, Adv.  
Mr. Gaurav Kumar, Adv.  
Mr. Shubham Gupta, Adv.  
Ms. Siddhi Gupta, Adv.

For Respondent(s) :

Mr. Syed Ahmed Saud, Adv.  
Mr. Mohd. Parvez Dabas, Adv.  
Mr. Daanish Ahmed Syed, Adv.  
Mr. Uzmi Jameel Husain, Adv.  
Mr. Mohd. Moonis Abbasi, Adv.  
Mr. Aqib Baig, Adv.  
Mr. Mohd. Shahib, Adv.  
Mr. Mohd. Shakim, Adv.  
Mr. Mohammad Aadil Khan, Adv.  
M/s Shakil Ahmad Syed, AORUpon hearing the counsel the Court made the following  
O R D E R

1. The appeals are disposed of in terms of the signed order, which is placed on the file.

2. Pending application(s), if any, shall stand disposed of.

(D. NAVEEN)  
COURT MASTER (SH)

(ANU BHALLA)  
COURT MASTER (NSH)