

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) No(s).10178/2006

(From the judgment and order dated 31/05/2006 in WP No. 6757/2006 of
The HIGH COURT OF KARNATAKA AT BANGALORE)

VIJAY KUMAR AMRIT LAL

Petitioner(s)

VERSUS

SURESHS & ANR.

Respondent(s)

(With appln(s) for permission to place addl. documents on record and prayer for
interim relief and office report)

Date: 02/02/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE C.K. THAKKER

HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s)

Mr.L. Nageshwar Rao, Sr. Adv.

Mr. Senthil Jagadeesan,Adv.

For Respondent(s)

Mr. Abhay Khandeparkar, Adv.

Mr. Varun Thakur, Adv.

Mr. A.S. Bhasme,Adv.

UPON hearing counsel the Court made the following

O R D E R

After compromise had been entered into between the parties,
it was contended by the present petitioner that the decree was
not
executable. After considering the objection, the executing Court

rejected the contention. In the writ petition, the High Court also held that having agreed to for compromise, it was not open to the petitioner to contend that it was not executable; the decree was not nullity and hence, dismissed the petition. We see no reason to interfere with the said order. The special leave petition is, accordingly, dismissed.

However, the petitioner is allowed six weeks' time to comply with the order and vacate the premises in question upon filing usual undertaking within four weeks from today.

[Charanjeet Kaur]

Court Master

[Vinod Kulvi]

Court Master