

THE HON'BLE SRI JUSTICE M. S. K. JAISWAL

ASMP.No. 733 of 2017 in ASNo.354 of 1997

and

AS.No. 354 of 1997

JUDGMENT:

The Defendant No.3 in O.S.No.7 of 1986 on the file of the Subordinate Judge, Medak, preferred the present appeal against the judgment and decree dated 15.11.1996, by and under which, the Court below, decreed the suit of the plaintiff for declaration of title and perpetual injunction in respect of the suit schedule land admeasuring Ac.3.02 guntas in Sy.No.186 situated at Annaram village, Jinnaram mandal, Medak district.

2. During pendency of the appeal, both parties filed ASMP No.733 of 2017, stating that they have entered into compromise and settled the matter out of Court amicably, and prayed for recording the terms of compromise and to dismiss the appeal in terms of the compromise.

3. Both the parties to the appeal are present in person, produced their proof of identity, and are duly identified by their respective counsel.

4. Heard both sides and considered the material on record.

5. Both the parties have admitted the contents, terms and conditions of the compromise, and in proof thereof, affixed their signatures on the compromise petition in the open Court. As per the Memorandum of Compromise, the appeal which is filed by the deceased appellant/ 3rd defendant has been agreed to be dismissed

in so far as the suit schedule land, and the Appellants 2 to 5 shall not claim any rights whatsoever in or over the said land. The compromise appears to be voluntary and therefore the same is accepted.

6. In view of the above, ASMP No.733 of 2017 is allowed and the Memorandum of Compromise is recorded. Consequently, the appeal is dismissed as prayed for in terms of the compromise. There shall be no order as to costs. Pending miscellaneous applications, if any, shall stand closed in consequence.

Date: 03.04.2017
Kv

M.S.K.JAISWAL,J



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