

THE HON'BLE SRI JUSTICE T.SUNIL CHOWDARY

S.A.M.P. No.2688 of 2017
IN/AND
SECOND APPEAL No.131 of 2017

JUDGMENT:

This second appeal is filed by the judgment debtor, under Section 100 of C.P.C., assailing the decree and judgment dated 22.11.2016 in A.S.No.54 of 2013 on the file of the Court of the IX Additional District Judge, West Godavari at Kovvur, wherein and whereby the order of dismissal dated 02.09.2013 passed in E.A.No.257 of 2012 in E.P.No.162 of 2009 in O.S.No.599 of 2005 on the file of the Court of the I Additional Junior Civil Judge, Kovvur was confirmed.

2. S.A.M.P.No.2688 of 2017 is filed by the petitioner-appellant to permit him to compromise the matter with the respondent-decree holder in terms of compromise.

3. Petitioner and one Thathina Srinivasa Rao representing Smt. K.Sridevi-respondent are present. Sri Mangena Sree Rama Rao, learned counsel for the petitioner, identified the petitioner in the open Court. Mr.M.Koteswara Rao, learned counsel, representing Sri N.Subba Rao, learned counsel for the respondent, identified Thathina Srinivasa Rao representing the respondent in the open Court. The respondent filed affidavit to permit Thathina Srinivasa Rao to represent her in order to enter into compromise on her behalf.

4. Heard the learned counsel for both the parties and perused the record. This Court read over and explained conditions of the Memorandum of Compromise to the petitioner and the GPA holder of the respondent in Telugu and they admitted the same. The petitioner and the GPA holder of the respondent, in the open Court, submitted that they entered into compromise to put an end to the litigation at the advice of the elders.

5. Accordingly, S.A.M.P.No.2688 of 2017 is allowed. Consequently, the Second Appeal is disposed of, in terms of the compromise. Miscellaneous petitions, if any, pending in this Second Appeal shall stand closed.

T.SUNIL CHOWDARY, J

Date: 02.01.2018

NOTE:

The Office is directed to annex the copy of the compromise to the decree.

(By order)

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