

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO.12437 OF 2019

VINOD DIGAMBAR GHUTE
VERSUS
DIGAMBAR RAMKISAN GHUTE AND OTHERS

...
Advocate for the Petitioner : Shri Shelke Manoj U.

...

CORAM: RAVINDRA V. GHUGE, J.

DATE :- 11th October, 2019

Per Court:

1 The learned advocate for the petitioner/ original plaintiff in RCS No.56/2019 submits that the parties had tendered their compromise terms before the Trial Court on 21.02.2019 after the suit was lodged on 21.01.2019. By the impugned order, the Trial Court has passed a single word order on 21.02.2019 as "rejected".

2 The learned advocate for the petitioner submits that the petitioner is willing to tender a fresh purshis containing the compromise terms before the Trial Court and will also ensure that all the parties to the suit are present before the Trial Court for verifying the compromise terms. It is, therefore, requested that the Trial Court be directed to apply it's mind to the compromise terms rather than passing a single word order.

3 In view of the above, this Writ Petition is disposed off.

4 In the event, the petitioner/ original plaintiff along with all the defendants appear before the Trial Court and all of them tender the compromise terms in RCS No.56/2019, the Trial Court would consider the same on their own merits and pass an appropriate order.

kps

(RAVINDRA V. GHUGE, J.)