

Santosh

IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO.65 OF 2023

SHRI SADASHIV M. NAIK AND ORS. Appellants

VERSUS

JANKI PALNI AND OTHERS. Respondents

Mr Sandesh Padiyar with Mr Prayash Shirodkar, Advocates for the Appellants.

Mr Abhay Nachinolkar, Advocate for Respondents No. 1(a), 1(d), 1(e), 1(h), 1(k), 1(l), 1(m), 1(n)(i), 1(n)(ii), 1(n)(iii), 1(n)(iv).

CORAM : VALMIKI SA MENEZES, J.

DATE : 10th November 2023

P.C. :

1. The parties to this second appeal have today produced consent terms, by which they have settled their differences in Regular Civil Suit No.312/2012/B(new), earlier registered as Special Civil Suit No.40/1997/A (old) before the Civil Judge, Jr. Division at Ponda. The parties to the consent terms are present in the Court and have been identified by their respective Advocates. The parties have recorded before the Court that they enter into the consent terms freely and without any coercion and willing to accept the terms stated therein.

2. I have gone through the consent terms and ascertained that they appear to be fair to the contesting parties. The consent terms are taken on record and marked "X" for identification. The consent terms seek

to allot the area under Plot 'B' in Annexure "A-colly" to the Respondents. These two plots are namely Plot 'B' having an area of 4820 sq. metres bearing Survey No.32/11 and Plot 'B' of Survey No.29/2, admeasuring 2800 sq. metres, both of Village Betki Ponda. The balance area of the suit property which comprises plot 'A' is allotted to the Appellants.

3. Consequently, the judgments and decrees of the Courts below shall stand substituted by the consent terms which are taken on record today, in which terms a fresh decree would be drawn by the Registry of this Court.

4. The Appeal is disposed of in terms of the consent terms. Decree to be drawn up accordingly.

VALMIKI SA MENEZES, J.

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