

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29<sup>th</sup> DAY OF FEBRUARY 2016

BEFORE

THE HON'BLE MR.JUSTICE S.N.SATYANARAYANA

M.F.A.No.5268/2015(CPC)

BETWEEN:

SMT.MAHALAKSHMI  
W/O JAGANNATH  
AGED ABOUT 25 YEARS  
NO.381, 11<sup>TH</sup> CROSS,  
BHUVANESHWARINAGARA,  
NAGADEVANAHALLI,  
Kengeri Hobli,  
BANGALORE SOUTH TALUK.

... APPELLANT

(BY SRI.SHARATH S.GOWDA, ADV.,)

AND:

SMT.S.G.SUSHEELAMMA  
W/O K.S.GANGADHAR  
AGED ABOUT 63 YEARS  
NO.21/4, "MARUTHI NILAYA",  
RANGA RAO ROAD, 3<sup>RD</sup> CROSS,  
SHANKARAPURAM,  
BANGALORE-560 004.

...RESPONDENT

(BY SRI.H.JAYAKAR SHETTY, ADV. C/R)

THIS MFA IS FILED UNDER ORDER 43 RULE 1(r) OF CPC AGAINST THE ORDER DATED 10.04.2015 PASSED ON I.A.NO.I & IV IN O.S.NO.9401/14 ON THE FILE OF XIX ADDL.CITY CIVIL AND SESSIONS JUDGE, ALLOWING I.A.NO.1 FILED U/O 39 RULES 1 & 2 OF CPC AND REJECING I.A.NO.IV FILED U/O 39 RULE 4 OF CPC.

THIS MFA COMING ON FOR ADMISSION THIS DAY,  
THE COURT DELIVERED THE FOLLOWING:-

### JUDGMENT

The dispute between the appellant and respondent herein was referred to the Mediation Centre for settlement, wherein the parties have amicably settled the dispute with reference to the right to suit property.

2. The compromise arrived at between the parties was recorded before the Mediation Centre on 30.09.2015, which forms part and parcel of the record. The dispute between the parties is settled in terms of the aforesaid compromise.

3. Accordingly, this appeal is disposed of, in terms of the compromise arrived at between the parties. Decree to be drawn in O.S.No.9401/14 in terms of compromise petition. Hence, the entire records shall be sent to the City Civil Court (CCH No.18), where the decree to be drawn in terms of the memorandum of agreement recorded under Section 89 of CPC r/w Rules

24 & 25 of the Karnataka Civil Procedure (Mediation)  
Rules, 2005.

Sd/-  
JUDGE

Srl.