

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 30th DAY OF JANUARY 2014

PRESENT

THE HON'BLE MR. JUSTICE DILIP B BHOSALE

AND

THE HON'BLE MR. JUSTICE B MANOHAR

COMPANY APPEAL NO.2/2012

BETWEEN

SRI H L LOKESH
S/O H S LAKSHMAIAH
AGED ABOUT 34 YEARS AND
R/AT HALEPALYA, TIPTUR TALUK
TUMKUR DISTRICT

... APPELLANT

(BY SRI K V SATISH, ADV.,)

AND

1. ANAND COMFORTS PRIVATE LIMITED
A COMPANY INCORPORATED UNDER
THE PROVISIONS OF THE COMPANIES ACT, 1956
AND HAVING ITS REGD OFFICE AT INDUSTRIAL
ESTATE, BANDIHALLI, TIPTUR 572 201
TUMKUR DISTRICT
2. H L ASHWATHNARAYANA
S/O SRI H S LAKSHMAIAH
AGED ABOUT 50 YEARS
R/AT 46/7A, HALEPALYA
TIPTUR 572 202, TUMKUR DISTRICT

3. SRI A RANGANATH
S/O SRI AJJANNA
AGED ABOUT 52 YEARS
R/AT NAGARAJ URS COMPOUND
VINAYAKANAGAR TIPTUR
 4. SRI VAMSHEDHAR
S/O LATE Y PULLAREDDY
AGED ABOUT 42 YEARS
R/AT RANGANATH BADAVANE
GOPALNAGAR, SHIMOGA
 5. SRI V CHIDANANDA
S/O SRI VASUDEVAIAH
AGED ABOUT 36 YEARS
R/AT DEVANGA STREET
NEAR KURUBARASHRENI SCHOOL
CHIKKANAYAKANAHALLI
TUMKUR DISTRICT
 6. SRI H S LAKSHMINARAYANA
S/O LATE L.C. SHETTAIAH
AGED ABOUT 55 YEARS
R/AT ANNAPURA, HALEPALYA POST
TIPTUR TALUK
TUMKUR DISTRICT
- ... RESPONDENTS

(BY SRI G KRISHNAMURTHY, ADV., FOR R1,R2, R4 & R5;
APPEAL IS DISMISSED AS AGAINST R3, R5 & R6)

THIS COMPANY APPEAL FILED U/S 10F OF THE COMPANIES ACT, 1956, PRAYING THAT FOR THE REASONS STATED THEREIN THIS HON'BLE COURT MAY BE PLEASED TO:- DIRECTING THE HON'BLE COMPANY LAW BOARD TO CONSIDER ON MERITS THE CA 47/2012 SEEKING AMENDMENT OF MAIN PETITION C.P.54/2004; AND ETC.,

THIS APPEAL COMING ON FOR ADMISSION, THIS DAY, *Dilip B. Bhosale J.* DELIVERED THE FOLLOWING:

PC:

Learned counsel for the appellant seeks permission to withdraw the present company appeal against respondent Nos.3, 5 and 6. He has filed a memo dated 30.1.2014 making such request. Hence company appeal is dismissed as not pressed against respondent Nos. 3, 5 and 6.

2. By consent the order dismissing company appeal against respondent No.4 vide order dated 31-10-2013 is recalled. Mr.G.Krishnamurthy, learned counsel undertakes to file vakalath on behalf of respondent No.4. His undertaking is accepted.

3. Learned counsel for the parties state that the appellant and respondents-1, 2 and 4 have amicably resolved their dispute and they have tendered a compromise petition duly signed by the parties and their

respective Advocates. The compromise petition is taken on record and marked 'X' for identification.

4. The statements and the undertaking given in the compromise petition are accepted. The parties are also present in the Court.

5. The Company appeal is accordingly disposed of in terms of the compromise petition.

Sd/-
JUDGE

Sd/-
JUDGE