

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**RSA No.4225 of 2005 (O&M)
Date of decision : March 13, 2015**

Jagdish Raj Punchhi

.....Appellant

Versus

Ved Parkash Aggarwal and another

..... Respondents

CORAM : HON'BLE MR.JUSTICE GURMIT RAM

1. To be referred to the Reporters or not? No / Yes
2. Whether the judgment should be reported in the Digest? No / Yes

Present : Mr. Rahul Bhargava, Advocate,
for the appellant.

Mr. Ramesh Kumar, Advocate,
for applicant-respondent No.2.

GURMIT RAM, J.

CM-2508-C-2015

1. This application under Section 151 CPC for permission to place on record General Power of Attorney bearing No.444/4 dated 09.03.2010 (Annexure A-2) has been filed by the counsel for respondent No.2, which is not opposed by the counsel for the opposite party, i.e. the appellant.
2. In view of the above, this civil miscellaneous application stands accepted and the applicant is permitted to place on record the abovesaid General Power of Attorney (Annexure A-2) subject to all just exceptions.

CM stands disposed of accordingly.

CM-1679-C-2015

This application under Order XXIII Rule 3 read with Section 151 CPC has been filed by respondent No.2 for disposing of/decreeing the suit of the appellant/plaintiff in terms of written compromise dated 3.12.2014 (Annexure A/1). It is mentioned in the application that this compromise has been executed between the appellant-plaintiff and applicant/respondent No.2 through her General Power of Attorney/S.Makhan Singh. Copy of the General Power of Attorney executed in favour of S.Makhan Singh by Smt. Saroj Rani-respondent No.2 has been taken on record today as Annexure A-2. Learned counsel for both the parties have admitted that both the parties have compromised the matter vide the alleged agreement (Annexure A-1) during pendency of the appeal. They have no objection if this appeal be disposed of in terms of said compromise (Annexure A-1). So, accordingly CM stands allowed and the applicant is allowed to place on record compromise (Annexure A-1) dated 03.12.2014. This compromise on behalf of respondent No.2/Saroj Rani has been signed by her attorney namely S.Makhan Singh. As per the abovesaid General Power of Attorney (Annexure A-2), S. Mkhhan Singh is authorized by respondent No.2 to enter into such like compromise on her behalf.

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In the light of the above circumstances, this appeal is accepted. Judgments and decree sheet of the trial Court as well as of the learned Appellate Court passed in this case are set aside. The suit of the plaintiff as

a result thereof stands decreed in terms of compromise (Annexure A-I) with no order as to cost. Decree sheet, if any, be prepared in terms of the compromise (Annexure A-1).

Photocopy of this order be sent to the Court concerned for compliance.

March 13, 2015
Gaurav Sorot

(GURMIT RAM)
JUDGE