

CM No.2265-C of 2015 &
CM No.15043-C of 2014 in/and
RSA No.954 of 2006

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

**CM No.2265-C of 2015 &
CM No.15043-C of 2014 in/and
RSA No.954 of 2006**

Date of Decision : 3.3.2015

Gupta Finance Co. Mandi Gobindgarh and ors.

.....Appellants

Versus

Hazura Singh

.....Respondent

CORAM:- HON'BLE MR. JUSTICE GURMIT RAM

Present: Mr. Vivek Rattan, Advocate for the appellants.

Mr. Har Naresh Singh Gill, Advocate for the
respondent.

GURMIT RAM, J.

CM No.2265-C of 2015

This application under Order 22 Rule 4 read with Section 151 CPC for impleading the LR's of sole respondent Hazura Singh has been filed by counsel for the respondent. It is mentioned in the application that respondent – Hazura Singh had died on 19.7.2007 during pendency of the appeal leaving behind his LR's as mentioned in para No.3 of this application. An affidavit of Kuldeep Singh son of late Hazura Singh (respondent) is also annexed with this application. Further photocopy of death certificate of Hazura Singh (respondent) also placed on the record which depicts that Hazura Singh had expired on 19.7.2007.

The counsel for the appellants does not oppose this application for bringing on record the LRs of respondent – Hazura Singh. Accordingly, the civil miscellaneous application stands allowed and the LRs of respondent – Hazura Singh as mentioned in para No.3 of this application are ordered to be brought on record subject to all just exceptions for the purpose of this appeal only. The civil miscellaneous application stands disposed of accordingly.

CM No.15043-C of 2014

This application under Section 151 CPC for taking up the above mentioned RSA No.954 of 2006 and to dispose of the same as per compromise Ex.CX dated 14.1.2011 has been filed by the counsel for the appellants. It is mentioned in the application that both the parties have compromised by resolving the matter on the intervention of respectables vide compromise Ex.CX. This application is stated to be *bonafide*, which is also not opposed by the learned counsel for the respondent. This application is also supported by an affidavit of Subhash Kumar, partner of Gupta Finance Company, Mandi Gobindgarh, Sub Branch, Dhuri.

Accordingly, the civil miscellaneous application is allowed. On the request of learned counsel for the parties RSA No.954 of 2006 is taken up for hearing.

RSA No.954 of 2006

Since the matter has been resolved between the parties by entering into compromise Ex.CX/Annexure A-1 dated

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14.1.2011, so, the present appeal stands disposed of being compromised
in terms of compromise Ex.CX/Annexure A-1. Both the parties shall
remain bound by the terms and conditions of this compromise.

3.3.2015
Brij

(GURMIT RAM)
JUDGE