

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

RSA No.350 of 2011(O&M)

Date of Decision:-05.01.2015

Avtar Singh & Ors.

.....Appellants.

Versus

Mati Singh & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Vijay Lath, Advocate for the appellants.

None for respondent no.1
(earlier represented by Mr. Pritam Saini, Advocate).

None for respondent nos.2,3 & 5.

JASWANT SINGH, J.(ORAL)

Plaintiffs are in second appeal against concurrent findings returned by both the Courts below whereby their suit for declaration assailing the sale deed dated 17.12.1999 executed by Mati Singh-defendant no.1 in favour of his sons defendant nos.2 to 5 in respect of 1/3rd share in the joint land and permanent injunction was dismissed vide judgment and decree dated 3.1.2008 passed by the learned Additional Civil Judge(Sr. Divn.), Ropar and the findings thereof have been affirmed by the learned Additional District Judge (FTC) Ropar vide judgment and decree dated 5.6.2010.

At the time of hearing learned Counsel for the appellant

submits that the parties who are family members have since amicably resolve their dispute and, therefore, prays for permission to withdraw the present second appeal.

None has appeared on behalf of the respondents to contest the position.

In view of the statement made by the learned Counsel for the appellants at Bar, present second appeal is hereby dismissed as withdrawn.

**(JASWANT SINGH)
JUDGE**

January 05, 2015
Vinay