

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

RSA No. 4343 of 2014 (O&M)

Date of decision: November 27, 2015

Devi Singh

-Appellant

Versus

Ajay Bansal

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Arpandeeep Narula, Advocate
for the appellant.

RAJ MOHAN SINGH, J. (ORAL)

{1}. On 19.05.2015, this case was adjourned on the ground that there are chances of compromise between the parties. On the adjourned date i.e. 17.07.2015, specific statement was made by learned counsel for the appellant that matter has been compromised between the parties. Today, learned counsel for the appellant states that though he is not in possession of copy of compromise, but he has instructions to say that the parties have amicably settled the controversy and nothing survives to be adjudicated in the present appeal.

Accordingly, he wants to withdraw the appeal in question with a

further prayer that the amount of Court fee affixed on the memorandum of appeal be refunded to the appellant. Since, the appellant does not wish to pursue the case anymore on the basis of statement made in the context of compromise, therefore, this appeal is ordered to be withdrawn.

{2}. Learned counsel for the appellant cites **Pradeep Sonawat vs. Satish Prakash @ Satish Chandra, 2015 (1) RCR (Civil) 955** to contend that refund of Court fee cannot be denied once the parties have settled the controversy by way of entering amicable settlement.

{3} Having considered the nature of prayer made, the amount of Court fee affixed by the appellant on the memorandum of parties be refunded to him after due compliance of necessary formalities thereunder.

Disposed of.

(RAJ MOHAN SINGH)
JUDGE

November 27, 2015
prince