

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

FAO-M-462 of 2016 (O&M)

Date of Decision: 23.12.2016

Gurjeet Singh

... Appellant

Versus

Satinder Kaur

... Respondent

**CORAM:- HON'BLE MR. JUSTICE M. JEYAPPAUL
HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA**

Present:- Mr. Sunil Agnihotri, Advocate,
for the appellant.

M. JEYAPPAUL, J. (ORAL)

CM No.26451-CII of 2016

For the reasons set out in the application, the application is allowed and the exemption from filing the certified copies of Annexures and impugned order dated 02.12.2016 is granted.

FAO-M-462 of 2016

Heard.

Notice of motion.

Mr. Vishal Munjal, Advocate who is present in Court took notice for the respondent and filed 'Vakalatnama' on behalf of the respondent.

Both the parties were also present. We interacted with the parties. They stated before us that they have compromised the dispute but they failed to appear during second motion as their respective counsel had wrongly noted down the date fixed for second motion.

Firstly, we find that both the parties who were present today

submitted that they were prepared to suffer statement in second motion in consonance with the statements they suffered during first motion. Secondly, we are convinced with the reasons assigned by the parties for non-appearance on the date fixed for second motion.

Therefore, in the interest of justice, the impugned order passed by the trial Court during second motion stands set aside and the matter is remanded to the trial Court.

Let both the parties appear before the trial Court on 23.01.2017.

Trial Court is directed to record their statements in second motion and pass necessary orders in accordance with law.

The appeal stands disposed of accordingly.

(M.JEYAPPAUL)
JUDGE

23.12.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No