

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RSA-214-2014 (O&M)

Date of Decision:-01.06.2016

Padam Singh and others

...Appellants

Versus

Shakti Singh and others

...Respondents

CORAM: HON'BLE MR.JUSTICE SHEKHER DHAWAN

1. Whether Reporters of local papers may be allowed to see the judgment? Yes
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest? Yes

Present:- Mr. Gurdial Singh Jaswal, Advocate,
for the appellants.

Mr. Jai Parkash Rana, Advocate,
for the respondents.

SHEKHER DHAWAN, J.

CM-486-C of 2014

Prayer made in the application for condonation the delay of 294 days in re-filing the appeal.

In view of the grounds mentioned in the application, delay of 294 days in re-filing the appeal stands condoned and CM stands disposed of.

CM-484-85-C of 2014

Prayer made in both the applications for impleading LR's of appellant No.5 Hem Singh and respondent No.1 Dilawar Singh. As per applicant Hem Singh-appellant No.5 died on 14.12.2011 and respondent No.1 Dilawar Singh died on 23.12.2010.

Appellant No.5 Hem Singh had died leaving behind the following persons as his LRs:

- i) Raj Singh (son)
- ii) Kulwant Singh (son)
- iii) Mohan Singh (son)
- iv) Ravinder Singh (son)

As per applicant Mr. Bikram Singh one of the son of respondent No.1 Dilawar Singh also died on 28.01.2012. Respondent No.1 had died leaving behind the following persons as his LRs:

- i) Shakti Singh (son of late Bikram Singh S/o Dilawar Singh)
- ii) Nar Singh (son of late Bikram Singh S/o Dilawar Singh)
- iii) Shiv Singh (son of Dilawar Singh)
- iv) Rajbir Singh (son of Dilawar Singh)

Applications are duly supported by affidavit. Otherwise also the LRs, named above are none else but sons and grand sons of the deceased appellant No.5 and respondent No.1.

In view of the above, applications are allowed subject to all just exceptions.

Accordingly, both CM applications stands disposed of.

CM-7389-C of 2016

Prayer made in the application for substituting the names of Ranbir singh, Randhir Singh and Balinder Singh sons of Nanak Singh in place of Smt. Krishna Devi respondent No.12.

Learned counsel for the non-applicant opt not to file any reply to the application.

The application is otherwise supported by affidavit and in view of the facts detailed in the application present application is accepted and names of vendees i.e. Ranbir Singh, Randhir Singh and Balinder Singh sons of Nanak Singh are ordered to be substituted in place of Smt. Krishna Devi respondent No.12 and CM stands disposed of, subject to all just exceptions.

CM-7390-91-C of 2016

Prayer made in both the applications for bringing on record LR's of Rajesh Rani wife of Kuldeep Singh (respondent No.19 and Rajbir Singh son of Dilawar Singh (respondent No.5).

Learned counsel for the applicant submitted that LR's of Rajesh Rani wife of Kuldeep Singh are already party in the present RSA as respondents No.15 to 18 whereas Rajbir Singh son of Dilawar Singh (respondent No.5) died leaving behind his one son namely Bhaddar Singh. Applications are duly supported by their affidavit respectively.

In view of the above, both the applications are allowed and respondents No.15 to 18 are impleaded as LR's of Rajesh Rani w/o Kuldeep Singh-respondent No.19 and Bhaddar Singh is impleaded as LR of Rajbir Singh (respondent No.5), subject to all just exceptions.

Both CMs stands disposed of.

Amended memo of parties taken on record.

CM-7392-C of 2016

Prayer made in the application to dispose of the present RSA in terms of the compromise arrived at between the parties.

In view of the grounds mentioned in the application, the same is allowed. Compromise (Annexure C-1) is taken on record.

CM stands disposed of.

RSA-214 of 2014

Learned counsel for both the parties submitted that the parties have entered into the written compromise which has been duly signed by the parties, reserving their rights inter-se and the present appeal be disposed of in terms of the said compromise (Annexure C-1).

In view of the above, present RSA stands disposed of, in terms of the compromise (Annexure C-1).

June 01, 2016

mohan

(SHEKHER DHAWAN)
JUDGE