

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CM-1406-C-2015 and
RSA-2217-1997**

Date of decision: 19.1.2017

Monik Ram and others

...Applicants/Appellants

Versus

Sheo Pal Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.A.S.Virk, Advocate for the applicants-appellants.
Mr.Manoj Tawar, Advocate for the respondent.

RAMESHWAR SINGH MALIK, J. (Oral)

Applicants-appellants seek disposal of the appeal, on the basis of compromise dated 29.12.2014 (Annexure A-6).

Notice of this application was issued.

Mr.Manoj Tawar, Advocate, learned counsel for the respondent accepted notice. He sought and was granted time to get instructions in this regard, adjourning the case for today.

Learned counsel for the respondent fairly states that he has got the clear instructions to say that parties have arrived at an amicable settlement by way of compromise dated 29.12.2014 and the present appeal deserves to be disposed of, in terms of the said compromise.

Learned counsel for the appellants refers to para 8 of the compromise (Annexure A-6), which reads as under:-

“That the 1st party shall have no objection, if the RSA No.2217 of 1997 titled as Manik Ram and ors. Vs. Sheo Pal Singh, pending in the Hon'ble Punjab and Haryana High Court at Chandigarh, is allowed & decreed and the judgments & decrees dated 24.02.1997 passed by ld. AJ Bhiwani and 15.12.1993 passed by ld. SJIC, Loharu are set aside and the

Civil Suit No.167/1990 titled as Sheo Pal Singh Vs. Manik Ram & Ors. filed by the 1st Party is dismissed.”

In view of the above-said compromise arrived at between the parties, particularly terms and conditions contained in para 8 thereof, instant appeal is allowed. The impugned judgments and decrees passed by the learned courts below are hereby set aside. Should there be any confusion in this regard, the above-said compromise dated 29.12.2014 shall form part of the decree. It also goes without saying that both the parties shall remain bound by the terms and conditions of compromise (Annexure A-6).

With the above-said observations made, instant application as well as appeal are allowed, however, with no order as to costs.

19.1.2017
mks

(RAMESHWAR SINGH MALIK)
JUDGE

Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No