

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

**CM No. 11218-CII of 2017
in/and FAO No. M-86 of 2016
Decided on : 24.05.2017**

Abhey Gupta

... Appellant

Versus

Ginny

... Respondent

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

PRESENT: Mr. Eklavya Gupta, Advocate
for the applicant-appellant.

Mr. Amardeep Sheoran, Advocate for
Mr. Akshay Jindal, Advocate
for the non-applicant/respondent.

AJAY KUMAR MITTAL, J. (Oral)

CM No. 11218-CII of 2017

This is an application filed under Section 151 of the CPC, seeking withdrawal of the appeal in terms of the compromise/affidavits dated 03.04.2017, arrived at between the parties (appended as Annexures A-1 & A-2) and further in terms of the order dated 03.04.2017 (Annexure A-3) passed in CRM No. M-34360 of 2015.

Notice of this application.

Mr. Amardeep Sheoran, Advocate for Mr. Akshay Jindal, Advocate, accepts notice on behalf of non-applicant/respondent and pleads no objection to the withdrawal of the appeal.

After hearing learned counsel for the parties, perusing the averments made in the application, which is supported by an affidavit of the applicant-appellant and also in view of the compromise/affidavits dated 03rd

April, 2017 (Annexures A-1 & A-2) arrived at between the parties, which were tendered in case i.e. CRM No. M-34360 of 2015, disposed of vide order dated 03rd April, 2017 (Annexure A-3), the Civil Miscellaneous Application is hereby allowed and the applicant-appellant is permitted to withdraw the present appeal.

CM stands disposed of.

FAO No. M-86 of 2016

At the joint request of learned counsel for the parties, the date of hearing in the main case is pre-poned from 05.09.2017 to today.

2. In view of the order of even date passed in CM No.11218-CII of 2017, the present appeal stands dismissed as withdrawn.

**(AJAY KUMAR MITTAL)
JUDGE**

**(HARINDER SINGH SIDHU)
JUDGE**

May 24, 2017

J.Ram

*Whether speaking/reasoned:
Whether Reportable:*

*Yes/No
Yes/No*