

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

CM Nos.11026-27 of 2017 in/and
RSA No.321 of 2016 (O&M)
Date of Decision: September 11, 2017

Harsh Kumar and others

..... Appellants

Versus

Swarna Rani and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Vinod K. Kataria, Advocate
for the appellants.

DEEPAK SIBAL J. (ORAL)

CM No.11026-C of 2017

Through the present application filed under Section 151 CPC, preponement of the date of hearing of the main case, which is listed for 06.11.2017, is sought for on the ground that the matter between the parties has been amicably resolved.

Let notice of the application be issued to learned counsel for the non-applicants/respondents.

Mr. Amit Kaith, Advocate, who is present in Court, accepts notice on behalf of the non-applicants/respondents and admits that the matter between the parties has been amicably resolved.

In view of the above as also with the consent of learned counsel for the parties, the prayer made in the application is allowed and resultantly, the date of hearing of the main case is preponed to today.

CM stands disposed of.

RSA No.321 of 2016 (O&M)

The respondents, who were the plaintiffs before the trial Court had filed a suit seeking therein a declaration to the effect that they be declared owners in joint possession to the extent of half share in House No.673, Urban Estate, Phase-II, Jalandhar (for short the 'suit property'). Relief of permanent injunction to restrain the appellants from alienating the suit property or handing over its possession to a third party was also sought.

The trial Court decreed the respondents' suit. The appellants challenged such judgment and decree by way of an appeal before the Appellate Court, on the dismissal of which, they have knocked the doors of this Court through the present appeal.

An application being No.11027-C of 2017 has been filed by the applicants-appellants through which it is stated that the parties have amicably resolved their dispute which was the subject matter of the present appeal. A written compromise dated 19.06.2017 entered into between the parties has also been annexed with the application as Annexure A-1. The same is ordered to be taken on record.

Learned counsel for the respondents admits that the matter between the parties has been resolved through afore-referred compromise dated 19.06.2017 (Annexure A-1) and that he has no objection if the present appeal is disposed of in the terms thereof.

In view of the above, after directing that the parties shall remain bound by the compromise arrived at between them (Annexure

A-1), the present appeal is disposed of, in terms of the afore-referred
compromise.

(DEEPAK SIBAL)
JUDGE

September 11, 2017

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No