

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

-.-

R.S.A No. 1947 of 2014 (O&M)

Date of decision : May 10, 2017

Sukhwant Kaur & Ors.

... Appellants

versus

Malkiat Singh

... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. P.N. Aggarwal, Advocate, for the appellants.

Mr. P.L. Singla, Advocate, for the respondent.

HARI PAL VERMA, J (Oral)

The appellants-defendants have filed the present regular second appeal against the judgment and decree dated 26.09.2013 passed by learned Additional District Judge, Moga, whereby appeal preferred by the plaintiff-respondent against the judgment and decree dated 26.03.2012 passed by Civil Judge (Junior Division), Moga was allowed and suit of the plaintiff was decreed.

Briefly stated, respondent-plaintiff has filed a suit for permanent injunction restraining the defendants from interfering in his lawful and peaceful possession of over the suit land. Plaintiff has stated that he is recorded as a co-sharer and is in exclusive possession of the suit land. Possession over the suit land is lawful and peaceful, however the defendants who have no right over the suit property and have not come into possession of any part of the suit land are threatening the plaintiff to dispossess him from the suit land.

Considering the fact that parties are closely related and learned counsel have shown their inclination to resolve the matter by way of amicable settlement, this Court vide order dated 18.01.2017 has referred the matter to the Mediation and Conciliation Centre of this Court and parties

were directed to appear there on 09.02.2017.

Pursuant to the aforesaid order, the parties have appeared before the Mediation and Conciliation Centre.

Learned counsel for the parties are ad-idem that while the matter was pending before the Mediation and Conciliation Centre of this Court, a compromise has arrived at between them and accordingly settlement deed dated 27.02.2017 was executed before the Mediation and Conciliation Centre of this Court. The settlement/compromise deed dated 27.02.2017 duly signed by the parties has also been forwarded by the Mediation and Conciliation Centre, which is taken on record as Mark 'A'.

Learned counsel for the parties further states that the present appeal may accordingly be disposed of in terms of settlement/compromise deed dated 27.02.2017 arrived at between the parties before the Mediation and Conciliation Centre of this Court.

I have heard learned counsel for the parties.

Since, the matter has been compromised between the parties, the present appeal is disposed of in term of settlement/compromise deed dated 27.02.2017. Decree sheet be prepared accordingly.

May 10, 2017
tripti/sanjeev

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned – Yes/No
Whether reportable – Yes/No