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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ RSA 197/2016 and C.M. Nos.26792/2016 (stay) & 26793/2016
(condonation of delay)

HEM CHAND SHARMA

..... Appellant

Through: Mr. Lalit Kumar Jha, Advocate with
appellant in person.

versus

OM DUTT SHARMA

..... Respondent

Through: Mr. Harish Kumar Mehra, Advocate.

+ RSA 227/2016 and C.M. Nos.29923/2016 (stay) & 29924/2016 (for
condonation of delay)

HEM CHAND SHARMA

..... Appellant

Through: Mr. Lalit Kumar Jha, Advocate with
appellant in person.

versus

ANAND SWAROOP & ORS

..... Respondents

Through: Mr. Harish Kumar Mehra, Advocate
for respondent Nos.1 to 4.
Ms. Shahana Farah, Advocate with
Mr. Rahul Dubey, Advocate for
DDA.

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

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08.09.2017

RSA Nos.197/2016 & 227/2016

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1. After arguments, these appeals are disposed of as not pressed and compromised whereby the judgments and decrees in favour of Sh. Om Dutt Sharma passed by the courts below will stand sustained and the appellant Sh. Hem Chand Sharma will vacate the suit property and hand over vacant peaceful possession of the suit property to Sh. Om Dutt Sharma on or before 31.12.2017. The appellant-Sh. Hem Chand Sharma at the time of vacating the property will get an amount of Rs.50,000/- from Sh. Om Dutt Sharma as *ex gratia* payment and in full and final satisfaction of any rights which the appellant-Sh. Hem Chand Sharma may have in the suit property. Sh. Om Dutt Sharma also agrees to give up the decrees passed in his favour with respect to mesne profits payable by the appellant-Sh. Hem Chand Sharma to Sh. Om Dutt Sharma with respect to suit premises.

2. Appeals are accordingly disposed of as compromised in terms of aforesaid order. Counsel for the appellant will within two weeks from today give details of the bank account of the appellant-Sh. Hem Chand Sharma to Sh. Om Dutt Sharma or his counsel so that when payment of Rs.50,000/- has to be made, the same can be deposited directly by Sh. Om Dutt Sharma in the account of the appellant-Sh. Hem Chand Sharma.

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3. Appeals are disposed of in terms of aforesaid observations,
leaving the parties to bear their own costs.


VALMIKI J. MEHTA, J

SEPTEMBER 08, 2017

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SUDHIR SHARMA

S/o OM DUTT SHARMA

I identify Sudhir Sharma

_____ in m

HARISH KUMAR MEHTA

Adv.

Enl. No D/807/93



(HEM CHAND SHARMA)

I identify

Lalit Kumar Jha
D-1015/93