

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

201

RSA No.4375 of 2005 (O & M)
Date of Decision:19.07.2018

Malkiat Singh and others

...Appellants

Versus

Jagtar Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Sumeet Mahajan, Senior Advocate with
Ms. Ramneeq Kaur, Advocate
for the appellants.

Mr. Arihant Jain, Advocate
for the respondent.

ANIL KSHETARPAL, J.(Oral)

Learned counsel for the parties have submitted that appellant No.1-Malkiat Singh and appellant No.3-Raghubir Singh have died. He submits that the application was filed for bringing on record legal heirs of the aforesaid appellants. However, the application was returned with certain objections.

Office copies of the applications have been handed over to this Court. Learned counsel for the appellants undertakes to supply copy of the application after removing necessary objections.

Keeping in view the aforesaid facts, since the parties have entered into a compromise and they are present in the Court, this Court is of the considered opinion that on the basis of the office copy, which has been signed by the learned counsel, the LRs as mentioned in the applications can

and are brought on record for the purpose of prosecuting this appeal. Original application be filed within a period of one week from today in the office.

Parties along with their counsel are present in the Court. They have produced on file a deed of settlement (Panchayati Rajinama). The deed of settlement is signed by the parties to the litigation and it is stated in the deed of settlement that the parties have resolved their dispute in the present case. As per the deed of settlement, the appellants are to pay Rs.2,00,000/- to the respondent-Jagtar Singh, which has been handed over in cash duly acknowledged by the counsel for the respondent and the party present in the Court.

The appeal is disposed of in terms of the aforesaid compromise. The compromise deed shall form part of the decree.

As per the compromise, learned trial Court is directed to release the amount of mesne profit deposited by the appellants to the respondent as provided in the deed of settlement.

Regular second appeal is disposed of.

All the miscellaneous applications, if any, are disposed of, in view of the above said judgment.

19.07.2018
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(ANIL KSHETARPAL)
JUDGE

Whether Speaking/Reasoned: Yes/No
Whether Reportable : Yes/No