

CM-16244-45-C of 2018 in/and 1
R.S.A No. 1398 of 2008

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

**CM-16244-45-C of 2018 in/and
R.S.A no. 1398 of 2008
Date of Decision:30.10.2018**

Mani Raj

.....Appellant

Versus

Amar Singh (since deceased) through LRs and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Navin Mahajan, Advocate
for the applicant-appellant.

Mr.S.C. Pathela, Advocate
for respondent no.5.

LISA GILL, J.

Prayer in CM-16244-C of 2018 is for bringing on record legal representatives of the respondents no.1 to 3 and CM-16245-C of 2018 has been filed seeking withdrawal of the main appeal.

Notice of the applications.

Mr. S.C.Pathela, Advocate, accepts notice on behalf of respondent no.5.

In view of the averments in the application and the arguments addressed, persons as mentioned in para nos. 2, 3 and 4 of the application (CM-16244-C of 2018), are impleaded as legal representatives of respondents no.1 to 3, subject to just exceptions

Amended memo of parties is taken on record subject to just exceptions and CM-16244-C of 2018 is disposed of.

Applicant-appellant seeks withdrawal of the appeal in view of a settlement between the parties.

With the consent of learned counsel for the parties, the main appeal is taken on board for hearing today itself.

The present appeal has been filed by the applicant-appellant challenging judgment and decree dated 25.02.2003, passed by the learned Civil Judge (Jr. Division), Sirsa, as well as judgment and decree dated 16.01.2008, passed by the learned Additional District Judge, Sirsa.

Suit seeking declaration to the effect that the appellant is owner in possession of the land as described in the plaint was dismissed by the learned trial Court and the said decision was upheld by the learned First Appellate Court.

Learned counsel for the applicant-appellant submits that the matter has been effectively settled between the parties and the appellant no longer wishes to pursue the present appeal.

Learned counsel for respondent no.5, informs that the matter has indeed been settled and he has no objection, in case, the present appeal is withdrawn.

Accordingly, CM-16245-C of 2018 is allowed and R.S.A No. 1398 of 2008, is dismissed as withdrawn.

30.10.2018
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.