

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RSA- 4476-2014 (O&M)
Date of decision: 18.5.2018

Gurmail Singh

.....Appellant

versus

Inderbir Singh

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldeep Singh

Present: Petitioner in person with Mr.Sandeep Singh, Advocate for
Mr.Shekhar Verma, Advocate
Respondent in person with Mr.Vijay Sharma, Advocate

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldeep Singh, J. (Oral)

An application has been filed under Order XXIII Rule 3 read with Section 151 CPC 1908 for disposing of the suit in view of compromise between the parties.

It is stated in the application that a decree for specific performance was passed in favour of the plaintiff-respondent. Now, the parties have amicably settled the dispute. Plaintiff has received back the earnest money. He has no objection if the judgment and decree dated 14.10.2013 passed by learned Additional Civil Judge (Senior Division), Patiala and judgment dated 20.5.2014 passed by learned Additional District Judge, Patiala are set aside and the suit of the plaintiff is dismissed as withdrawn. Photocopy of the compromise has been placed on file along with the affidavits of both the parties. Both the parties are present in person

in Court. This Court has verified from both the parties in person regarding compromise. Plaintiff Inderbir Singh states that he has received the earnest money and has no objection if the judgment and decree of both the Courts are set aside and suit is dismissed as withdrawn, as his claim has been satisfied.

In view of the compromise between the parties, judgment and decree dated 14.10.2013 passed by learned Additional Civil Judge (Senior Division), Patiala and judgment dated 20.5.2014 passed by learned Additional District Judge, Patiala are set aside and the suit of the plaintiff is dismissed as withdrawn having been compromised. Since, the matter has been compromised, the Court fee paid in the appeal be refunded to the appellant.

Resultantly, the present Regular Second Appeal stands disposed of.

18.05.2018*gk***(Kuldip Singh)
Judge**

Whether speaking/ reasoned:

Yes

Whether Reportable:

No