

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

258

RSA-1281-2018 (O&M)
Date of decision: 05.10.2018

NARINDER KUMAR AND ORS.

... Appellants

Versus

RAJ KUMAR AND ORS.

... Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Surjit S. Swaich, Advocate
for the appellants.

Ms. Deepika, Advocate for
Mr. Sanjay Gupta, Advocate
for respondent No.1.

Mr. Gurminder Singh Salana, Advocate
for respondents No.2 and 3.

REKHA MITTAL, J. (Oral)

The present appeal directly challenges against concurrent findings recorded by the Courts whereby suit filed by respondents No.1 to 3/plaintiffs was decreed by the trial Court for separate possession by way of partition of the house in question vide judgment and decree dated 27.09.2013 and appeal preferred by defendants No.1 to 3/appellants did not find favour with the Court of Additional District Judge, SAS Nagar (Mohali).

Counsel for the appellants would apprise the Court that dispute between the appellants and respondents No.1 to 3/plaintiffs has been settled by way of compromise dated 30.07.2018 (Annexure A1) entered into between appellants and respondents No.2 and 3, sought to be placed on

record by filing CM No.12415-C-2018 (same is allowed and Annexure A1 is taken on record) and between appellant No.1 and respondent No.1 vide settlement/compromise dated 27.09.2018 effected in the Mediation and Conciliation Centre of this Court and the appeal may be disposed of in view of terms and conditions incorporated in the aforesaid settlements/compromises.

Counsel representing respondent No.1 accepts that dispute between appellant No.1 and respondent No.1 has been settled with the intervention of Mediator of this Court vide settlement/compromise dated 27.09.2018.

Similarly, counsel for respondent Nos.2 and 3 would concede that dispute between the appellants and respondents No.2 and 3 has been settled by way of compromise dated 30.07.2018 (Annexure A1).

In view of the above, the appeal stands disposed of in terms of settlement between the appellants and respondents. Terms and conditions of compromise dated 30.07.2018 (Annexure A1) and settlement/compromise dated 27.09.2018 shall form part of the decree. The judgments and decrees passed by the Courts are modified in the light of terms and conditions of compromise(s).

05.10.2018

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:

Yes / No

Whether reportable:

Yes / No