

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

CM No. 4131 C of 2019 in/and
RSA No. 517 of 2019 (O&M)
Date of decision: 22.4.2019

Gurpreet Kaur and another

...Appellants

Versus

Avtar Singh and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Mohit Chaudhary, Advocate,
for the appellants.

Mr. Rajesh Goyal, Advocate,
for respondents No. 2 to 4.

JAISHREE THAKUR, J. (Oral)

CM No. 4131 C of 2019

The application is allowed. Annexure A/10 is taken on record.

C.M. stands disposed of.

Main case

This Regular Second Appeal has been filed against the judgment and decree dated 15.12.2018 passed by the Additional District Judge, SAS Nagar Mohali, vide which the judgment and decree dated 10.3.2015 passed by the Civil Judge (Junior Division) Dera Bassi, was reversed.

In brief the facts are that a dispute arose between the appellants and the respondents herein with regard to the property of Surjit Singh, who was the father of the appellants and respondent No.1—Avtar Singh. The dispute pertained to the suit property as described in the head note of the

plaint. The trial court decreed the suit, which was then challenged before the first Appellate Court, who, as already noticed, reversed the finding of the trial court. Aggrieved against the judgment and decree of the first Appellate Court, the instant appeal has been filed.

Keeping in mind that there was a dispute that arose between close relatives, the matter was referred to the Mediation and Conciliation Centre of this Court to see if an amicable settlement could be arrived at between the warring parties. The mediation has been successful and a settlement/agreement has been entered into between the parties on 27th February, 2019, which has been reduced in writing duly signed by the parties and witnessed by their respective advocates.

As per settlement 3-1/2 acres of land situated in Village Nayagaon alias Khadar, Tehsil and District Panchkula is to be transferred in the names of Gurpreet Kaur and Kulwinder Kaur—appellants in the instant appeal, by their brother Avtar Singh. Certain other terms and conditions have also been specified in the said settlement. A copy of the settlement has already been placed on the record.

In view of the fact that the settlement has been arrived at between the parties, the instant appeal is disposed of as having been allowed in terms of the Memorandum of Settlement executed between the parties, which shall form part of the decree to be drawn up.

22.4.2019

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No