

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

R.S.A No. 1350 of 2019(O&M)

Date of Decision:10.07.2019

Ranbir Singh

.....Appellant

Versus

Gian Chand

..... Respondent

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Ms. Aarti Sharma, Advocate
for Mr. R.S.Budhwar, Advocate
for the appellant.

Mr. Parminder Singh, Advocate
for the caveator-respondent.

LISA GILL, J(Oral).

Appellant is aggrieved of judgement and decree dated 27.07.2017, passed by the learned Additional Civil Judge (Sr. Division), Indri, as well as judgement and decree dated 29.10.2018, passed by the learned Additional District Judge, Karnal.

Learned trial Court vide judgement and decree dated 27.07.2017, had decreed the suit for recovery, filed by the respondent-plaintiff of ₹9,81,000/- along with interest at the rate of 9% per annum (₹9,00,000/- as principal amount +₹81,000/- on account of interest @ 18% per annum from 14.01.2013 to 14.07.2013).

Appeal preferred by the present appellant was dismissed by the learned Additional District Judge, Karnal, vide impugned judgement and decree dated 29.10.2018.

Aggrieved therefrom, present appeal has been filed.

This matter was placed before the Mediation and Conciliation Centre of this Court, as the parties had expressed the desire to amicably resolve the dispute. As per report of the Mediator, the matter has been

amicably resolved between the parties. Terms and conditions of the settlement were reduced into writing on 03.07.2019. Settlement dated 03.07.2019, is attached with this file. It is mentioned that a sum of ₹7,00,000/- has been paid by the present appellant to the respondent-plaintiff, in discharge of the entire liability and the same is treated as full and final settlement.

Respondent-plaintiff agreed that his entire claim stood satisfied and that he shall not raise any further claim in terms of the impugned judgements and decrees passed by the learned Courts below. The same be considered to be fully satisfied.

Learned counsel for the appellant submits that as the matter has been amicably resolved between the parties before the Mediation and Conciliation Centre of this Court, the court fee appended with this appeal be refunded.

Keeping in view the settlement arrived at between the parties before the Mediation and Conciliation Centre of this Court, this appeal is disposed. Needless to say, settlement dated 03.07.2019, shall form part of the decree. Keeping in view the judgement of this Court in **CR No. 7193 of 2018, titled as Mohan Lal @ Mohan Singh Vs. Akbar Khan, decided on 23.01.2019**, and the admitted position that the matter has been resolved between the parties before the Mediation and Conciliation Centre of this Court court fee appended with this appeal, is directed to be refunded to the appellant.

10.07.2019

s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.