

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

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CRM-M-8429-2019

Date of Decision : 14.3.2019

Dheeraj Midha**....Petitioner****vs.****M/s SK Wooltex****....Respondent****CORAM : HON'BLE MR. JUSTICE AJAY TEWARI**

Present: Mr.Sandeep Verma , Advocate
for the appellant.

Mr. Vikram Singh, Advocate
for the respondent.

AJAY TEWARI, J. (Oral)

By this petition the petitioner has challenged the order of the Appellate Court imposing condition of pre-deposit (primarily on the ground that by this order the amendment of 2018 would be given retrospective effect).

Mr. Vikram Singh, Advocate had entered appearance on behalf of the respondent on the last date and filed an application in Court annexing with it document Annexure R-1. This document is a composite compromise between the petitioner and the respondent whereby they had decided to settle 11 cases.

In this compromise the petitioner had unequivocally stated as follows :-

'.....the second party has admitted his liability for the principle

amount to the tune of Rs. 78 lakhs.....'

After arguing for some time, learned counsel for the petitioner prays for permission to withdraw this petition and states that as per this compromise he was bound to pay a sum of Rs.2 lakhs as interest if he did not make the payment within 6 months. Since he is not in a position to make the payment as per the compromise he would pay the amount of Rs.2 lakhs as interest on or before 11.4.2019.

The petition stands dismissed as withdrawn with the aforesaid observations.

Since the main case has been dismissed as withdrawn, the pending criminal miscellaneous application, if any, also stands dismissed as such.

14.3.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No