

In the High Court of Punjab and Haryana at Chandigarh

258

CR No.1431 of 2019

Date of decision: 30.8.2019

AMRIK SINGH

.....petitioner

Versus

KULWANT KAUR AND ANOTHER

.....respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr.Yashpal Thakur, Advocate,
for the petitioner.

Mr.Vijay Rana, Advocate
for the respondents

RAJ MOHAN SINGH, J.(oral)

Notice of motion was issued on 28.2.2019 on the premise that the lower Appellate Court has decided the application of additional evidence under Order 41 Rule 27 CPC in isolation. The appeal is still pending before the lower Appellate Court. Passing of final order by the lower Appellate Court was stayed.

Learned counsel for both the parties are *ad idem* that the parties have entered into a compromise out of Court and some part payment has been made in favour of the respondents. Remaining payment is to be made on 25.9.2019.

In view of aforesaid conceded position, it would be appropriate for the parties to move an appropriate application before the lower Appellate Court in the pending appeal and seek disposal of the same on the basis of compromise.

In view of above, this revision petition is disposed of with liberty to the petitioner that in case the compromise is not materialised before the lower Appellate Court, then an appropriate application be filed for revival of the present revision petition in accordance with law.

August 30, 2019
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(RAJ MOHAN SINGH)
JUDGE

Whether reasoned/Speaking

Yes/No

Whether reportable

Yes/No