

CM No. 14543-C of 2019 and
RSA No. 3257 of 1999 (O&M)

Date of decision : November 20, 2019

Jai Dayal through LRs

.....Appellants

Versus

Bihari

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Sanjay Mittal , Advocate
for the applicant-appellant.

Mr. Arnav Sood, Advocate for
Mr. Amit Jain, Advocate
for the non-applicant/respondent.

LISA GILL, J.

Notice of the application.

Mr. Arnav Sood, Advocate for Mr. Amit Jain, Advocate
accepts notice on behalf of non-applicant/respondent.

Learned counsel for the parties submits that the matter has been amicably resolved between the parties and the terms and conditions of the settlement reduced into writing on 08.11.2019. The said compromise is attached as Annexure C with CM-14543-C-2019. It is submitted that the parties are closely related being co-laterals. One of the appellants i.e. Smt. Subhag Devi – appellant No. 6, it is submitted, has passed away. Her husband and only child have also passed away. All the parties of the lis are signatories to compromise dated 08.11.2019. All the parties agree to abide by the terms and conditions of the compromise dated 08.11.2019.

Sh. Sandeep and Sh. Satish sons of Bihari – respondent, duly
identified by their counsel, are present in Court. It is, thus, submitted by

both the learned counsel that the appeal, which is on the regular Board of

this Court, be taken up for hearing today itself and be disposed of in terms of the compromise.

Heard, learned counsel for the parties.

Keeping in view the specific stand of the parties and settlement dated 08.11.2019, the appeal is taken up for hearing today itself. Compromise dated 08.11.2019 is taken on record subject to just exceptions as Annexure-C and the appeal is disposed of in terms of compromise dated 08.11.2019, which needless to say shall form part of the decree.

CM No. 10855-C of 2016 for listing the appeal for an actual date of hearing filed earlier by the respondent is rendered infructuous as the main appeal is disposed of.

November 20, 2019
rts

(Lisa Gill)
Judge

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No