

**CM No. 3669-C of 2019 in/and
RSA No. 2890 of 2008(O&M)
Date of Decision: 27.3.2019**

Darshan Singh

---Applicant-Appellant

versus

Jagdev Singh and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Arnav Sood, Advocate
for Mr. Amit Jain, Advocate
for the applicant-appellant

Mr. Sarabjeet Singh, Advocate,
for respondent No. 1

Rekha Mittal, J.

Vakalatnama filed by Mr. Sarabjeet Singh, Advocate, on behalf
of respondent No. 1, is taken on record.

CM No. 3669-C of 2019

Prayer in this application filed under Order 23 Rule 1 read with
Section 151 of the Code of Civil Procedure is for allowing the appeal by
setting the judgments and decrees passed by the courts and permitting the
respondent-plaintiff Jagdev Singh to withdraw the suit.

Counsel for the applicant-appellant and respondent No. 1
would state that dispute between the parties has been settled by way of
compromise and in view of the compromise, judgments and decrees passed
by the courts in favour of Jagdev Singh may be set aside and suit filed by
Jagdev Singh for declaration may be allowed to be withdrawn.

In view of the above, the application is allowed and RSA No. 2890 of 2008 is taken on board today itself.

Disposed of accordingly.

RSA No. 2890 of 2008

Counsel for the appellant and respondent No. 1 are ad idem that in view of averments made in the application supported by affidavits of appellant and respondent No. 1 and arguments advanced, the appeal may be allowed, the judgments and decrees passed by the courts may be set aside and suit filed by respondent-plaintiff Jagdev Singh may be dismissed as withdrawn.

In view of the above, the appeal is allowed, judgments and decrees passed by the courts are set aside and suit filed by Jagdev Singh-respondent No. 1 is dismissed as withdrawn.

(Rekha Mittal)
Judge

27.3.2019

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No