

CM No. 16368-C-2017 in/and
RSA No. 3424 of 2010 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM No. 16368-C-2017 in/and
RSA No. 3424 of 2010 (O&M)
Date of Decision: 29.05.2019

Mohinder Kaur and others

.....Appellants

Vs.

Gurnek Singh (deceased) through his LRs

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. R.L. Batta, Senior Advocate, with
Mr. M.K. Sajjan, Advocate,
for the applicants-appellants.

Mr. Varun Dhawan, Advocate,
for the respondents.

AMOL RATTAN SINGH, J. (ORAL)

Today, Mr. Varun Dhawan, Advocate, has appeared for the legal representatives of Gurnek Singh and has filed a power of attorney, seen to be signed by four persons, who are stated to be Simaranjit Singh, Bhagwant Kaur, Harmanjeet Kaur and Anterpreet Kaur, i.e. son and daughters of Gurnek Singh.

Mr. Batta, learned Senior Counsel appearing for the appellants, as also Mr. Dhawan, learned counsel for the substituted respondents, i.e. the LRs of the original respondent, are *ad idem* that a compromise has been reached between the parties on 30.06.2017, a copy of which is already on record as Annexure A-1 with CM Nos. 16367-C-2017, the original of which has been produced in Court today by learned counsel appearing for the appellants.

As per the said document of compromise (in Gurmukhi), out of the total suit land of 16 '*Kanals*', 10 '*Kanals*' had been agreed to be given to the family of the late respondent, Gurnek Singh, with the remaining 06 '*Kanals*' to be retained by the family of the late Gurmej Singh, i.e. the husband of appellant no. 1 and the father of appellants no. 2 and 3.

It has further been agreed that the amount of Rs. 1,44,000/- deposited with the learned trial court/execution court, would be given to the appellants.

It has finally been stated in the document that who ever would breach the terms of the compromise, would pay a penalty of Rs. 1,00,000/-.

Thus, the compromise aforesaid reached not being denied, with a photocopy thereof (in vernacular) and a translated copy being already on record with the appeal, the appeal is disposed of in terms of the compromise, with the judgments and decrees of the learned courts below set aside.

A decree sheet be issued accordingly, with a copy of the compromise deed (in vernacular and the translated copy thereof as are to be on record), to be also annexed as a part of the decree sheet.

The amount of Rs. 1,44,000/- deposited with the learned trial court/execution court, be immediately released to the appellants.

The parties are left to bear their own costs.

May 29, 2019
nitin/vcgarg

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.