

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

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RSA-5927-2016(O&M)

Date of Decision : October 03, 2019

Bhag Singh

.....Appellant

VERSUS

State of Haryana and others

.....Respondents

2

RSA-5928-2016(O&M)

Bhag Singh

.....Appellant

VERSUS

Government High School and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present : Mr. Mohit Garg, Advocate
for the appellant(s).

Mr. D.Khanna, Addl. AG, Haryana.

Mr. J.S.Chahal, Advocate
for respondent No.3.

NIRMALJIT KAUR, J. (Oral)

Both the aforementioned appeals shall stand decided by this
common order.

The present appeals are filed challenging the decree dated
21.7.2016 passed by the Additional District Judge, Yamunanagar at

Jagadhri as well as the judgment dated 21.3.2014 passed by learned Additional Civil Judge(Sr. Divn), Jagadhri to the extent vide which no direction was issued to hand over the vacant possession of the suit property to the appellant inspite of the same having been decided in their favour.

During the pendency of the present appeals, the matter appears to have been compromised between the parties in as much as the amount of Rs.49,90,547/- was sanctioned by the Engineer-in-Chief, Haryana PWD-B&R Deptt., Chandigarh to be released in favour of the appellant-Bhag Singh as compensation for the land measuring 3 kanals and 11 marlas which was in occupation of the Government School-respondent No.3. The said offer was accepted by the appellant, who is present in the Court and as recorded in the order dated 26.8.2019 passed by a co-ordinate Bench. Today, learned counsel for the appellant does not dispute that the said amount has since been released to him. It is further stated by learned counsel for the appellant on instruction from appellant-Bhag Singh, who is present in the Court and identified by him that they have no objection if the said land is transferred in the name of respondent No.3-Education Department as may deem fit by the concerned respondent.

In view of the above, the judgment and decree dated 21.7.2016 passed by the Additional District Judge, Yamunanagar at Jagadhri as well as the judgment dated 21.3.2014 passed by learned Additional Civil Judge(Sr. Divn), Jagadhri are, accordingly, modified to

the extent that the land in dispute the detail of which has already been mentioned in the decrees as well as in the plaint of the appellant shall be now transferred in the name of respondent No.3-Education Department, Haryana in accordance with law and the appellant shall have no further claim on the said land in view of the full and final compensation received by him.

Disposed of in the above terms.

October 03, 2019
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(NIRMALJIT KAUR)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No