

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

-.-

RSA 2191 of 2018 (O&M)

Date of decision: 01.10.2019

Kaptan Singh

.....Appellant

Versus

Lali Devi

.....Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mr. Rao Ajender Singh, Advocate
for the appellant

Mr. Tapan Yadav, Advocate
for the respondent

-.-

Rekha Mittal, J. (Oral)

Challenge in the present appeal has been directed against consistent findings recorded by the Courts whereby suit for specific performance of agreement to sell dated 08.08.2011 in respect of land measuring 1 kanal 4 marlas was decreed.

The relevant extract from order of notice of motion dated 25.04.2018 reads as follows:-

“Heard.

Notice of motion for 04.07.2018, limited to examine possibility of an amicable settlement if the respondent agrees to receive double of the amount of earnest money along with interest @ 12% per annum.”

The parties were referred to the Mediation and Conciliation

Centre of the Court to explore possibility of an amicable settlement but the same remained unsuccessful.

Counsel for the parties are *ad idem* that in pursuance of the judgment and decree passed by the trial Court and affirmed in appeal, sale deed in question of the property has been executed in favour of the respondent/plaintiff

Counsel for the respondent would state that the respondent is not agreeable to the proposal given by the appellant with regard to payment of double of the amount of earnest money along with interest.

In view of the above, nothing survives for consideration of this Court. Accordingly the appeal stands disposed of.

(Rekha Mittal)
Judge

01.10.2019
Mohan Bimbura

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