

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

**CM-2936-C of 2020 in/and
RSA No. 1016 of 2015
Date of Decision: 14.12. 2020.**

Bholi

..... Appellant.

Versus

Kartar Singh and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Shivam Malhotra, Advocate
for applicant-appellant.

Mr. Navneet Jindal, Advocate
for non-applicant-respondents no.7(i) (iii)

Ms. Divya Godara, Advocate
for respondent no.14.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in CM-2936-C of 2020 is for withdrawal of the main appeal filed by the appellant-Bholi, who is arrayed as defendant no.5 before the learned trial Court. Application is duly supported by an affidavit of the applicant-appellant.

R.S.A No. 1016 of 2015 has been filed by the appellant challenging judgement and decree dated 13.10.2012 passed by the learned Additional Civil Judge (Sr. Division), Talwandi Sabo, whereby suit filed by the plaintiff-Kartar Singh, has been decreed as well as judgement and decree dated 22.12.2014, passed by the learned Additional Sessions Judge (Fast Tract Court), Bathinda, whereby the appellant's appeal has been dismissed.

It is submitted that on account of a compromise between the parties, appellant no longer wishes to pursue the main appeal. It is further informed that the contesting respondent-Kartar Singh was unrepresented in this RSA till date, which is now listed for 17.03.2021.

Learned counsel for the non-applicant-respondents 7(i), (iii) and 14 have not raised any objection, in case, the present application is allowed.

At request and with the consent of learned counsel for the parties, hearing of the main appeal is preponed from 17.03.2021 for today itself.

Keeping in view the specific stand of the applicant-appellant, the present application i.e., CM No. 2936-C of 2020, is allowed and the main appeal i.e. RSA No. 1016 of 2015, is dismissed as withdrawn. Needless to say, interim order passed in this appeal automatically stands vacated with withdrawal of the appeal. Copy of this order be conveyed to the respondent Kartar Singh.

December 14, 2020.
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(LISA GILL)
JUDGE

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