

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

**R.S.A. No.936 of 2019 (O&M)
Date of Decision: 08.10.2021**

Beant Kaur

.....Applicant/Appellant

Versus

Ajaib Singh and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Naresh Kumar Manchanda, Advocate
for the applicant/appellant.

MAHABIR SINGH SINDHU, J.

CM-4136-C-2021

Application for withdrawal of the main appeal, which is pending for 12.01.2022, on the premise that matter has been amicably settled between the parties.

Since learned Counsel for the applicant/appellant wishes to withdraw the main appeal in which there is no notice of motion, therefore, presence of opposite side would not be necessary.

In view of above and for the reasons mentioned in the application, duly supported by way of an affidavit of the applicant/appellant, the same is allowed subject to all just exceptions.

On oral request of learned Counsel for the applicant/appellant, main appeal is preponed and taken on board today itself.

MAIN CASE

Present appeal has been filed for setting aside the impugned judgment and decree dated 31.07.2018, passed by learned Additional District Judge, Moga, dismissing the appeal against the judgment and decree dated 15.11.2017 of learned Civil Judge (Jr. Divn.), Moga, whereby suit of respondent No.1/plaintiff for declaration had been decreed and counter claims filed by the appellant/defendant No.2 as well as respondent/defendant No.3 were dismissed.

In view of order, passed in CM-4136-C-2021, the present appeal is dismissed as withdrawn.

October 8th, 2021

Gagan

**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>