

114-a

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-84-CII-2021 in/and
FAO-1661-2017 (O&M)
Date of decision : January 08, 2021

KULBHUSHAN JAIN

.....Appellant

Versus

SANJAY KUMAR JAIN AND ORS.

...Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Vikram Preet Arora, Advocate for the applicant-appellant.

Mr. Ashok Paul Batra, Advocate for respondent No. 1.

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-84-CII-2021 is for withdrawal of the appeal i.e. FAO-1661-2017. Order dated 08.02.2017 passed by the learned Additional District Judge, Jind whereby objections filed by the present petitioner and respondent No. 3 have been dismissed, is subject to challenge in this appeal.

Present appeal vide order dated 08.02.2018 was directed to be listed after decision of a pending civil suit. Learned counsel for the applicant submits that the matter has since been compromised. Terms and conditions of the compromise were reduced into writing on 29.07.2020 and the same is attached alongwith the application as Annexure A5. In view of the compromise, the appellant seeks to withdraw this appeal. Copy of compromise dated 29.07.2020 is taken on record subject to just exceptions.

Advance copy of the application, it is submitted, has been supplied to learned counsel for the respondents.

Mr. Ashok Paul Batra, Advocate appears on behalf of respondent No. 1.

At request and with consent of learned counsel for the parties, appeal is taken on Board for hearing today itself.

Keeping in view the specific stand of the appellant, application is allowed and this appeal is dismissed as withdrawn.

January 08, 2021
rts

(Lisa Gill)
Judge

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