

114-b

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CM-74-CII-2021 in/and  
FAO-1993-2017 (O&M)  
Date of decision : January 08, 2021

SHALU DEVI @ MUNIA @ SHALU 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.

None for the respondents.

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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-74-CII-2021 is for withdrawal of the appeal i.e. FAO-1993-2017. Challenge in this appeal is to order dated 09.12.2016 passed by the learned Additional District Judge, Jind whereby application under Order 7 Rule 11 CPC filed by respondent No. 1 has been allowed and petition filed by the present petitioner under Section 34 of the Arbitration and Conciliation Act, 1996 rejected.

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 A3. 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.

At request of learned counsel for the appellant, 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Keeping in view the specific stand of the appellant, application is allowed and this appeal is dismissed as withdrawn.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