

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

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**C.M.No. 16176-C of 2019 &
C.M.No. 396-C of 2021 in/and
RSA No. 3042 of 2017
Date of Decision:- 05.02.2021**

Harbans Kaur and others

....Petitioners

VS.

Ramesh Kumar and others

....Respondents

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Amar Vivek, Advocate with
Mr. Abhay Gupta, Advocate,
for the applicant-appellants.

Mr. Kanwal Goyal, Advocate,
for the non-applicant-respondents.

Sudhir Mittal, J. (Oral)

C.M.No.16176-C of 2019

This application has been filed for placing on record
compromise dated 18.09.2019.

Learned counsel for the non-applicant-respondents admits the
factum of compromise.

Thus, the application is allowed and compromise dated
18.09.2019 is taken on record. The main case is also taken on board today
itself.

C.M. No.396-C of 2021 and RSA No.3042 of 2017

C.M. No.396-C of 2021 has been filed for setting aside the
impugned judgment of the learned Lower Appellate Court and for allowing

the appeal in terms of compromise dated 18.09.2019.

Notice of motion.

Mr. Kanwal Goyal, Advocate accepts notice on behalf of the non-applicant-respondents and waives service. He submits that parties have in fact reached an amicable settlement as is recorded in compromise dated 18.09.2019 and, thus, he has no objection in case the judgment of the Lower Appellate Court is set aside.

Accordingly, the appeal is allowed and judgment dated 06.12.2016 of the Lower Appellate Court is set aside. Decree sheet be drawn up accordingly. The appellants would be entitled to refund of Court fee. Compromise be also made part of the decree.

February 05, 2021
poonam

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned

Yes

Whether Reportable

No