

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

RSA-2766-1997(O&M)

Date of Decision :-10.1.2022

Suresh and others

.....Appellants

Versus

Mahabir (now deceased) through his LRs

.....Respondents

CORAM:- HON'BLE MR. JUSTICE H.S. MADAAN

Present: Mr.Sumit Sharma, Advocate
for the appellants.

Mr.Akshay Kumar Goel, Advocate
for respondents No.2 to 5.

H.S.MADAAN, J. (ORAL)

Due to technical defect, the video conferencing system was not working. However, the contact with the counsel has been made through WhatsApp call.

CM-4684-C-2021

Application is allowed, as prayed for and statement in the shape of affidavit dated 1.10.2021 copy Annexure A1 and death certificate of appellant No.2/Devki Devi dated 1.6.2017 copy Annexure A2 are taken on record.

CM-4682-C-2021 & CM-4683-C-2021

CM-4682-C-2021 has been filed for fixing some actual date/preponing the main appeal, which was admitted on 13.12.1997 and CM-4683-C-2021 has been filed for permission to withdraw the main appeal i.e. RSA No.2766-1997 for the reason of the matter having been compromised between the parties.

Learned counsel appearing for the respondents No.2 to 5 admits the factum of compromise between the parties stating that he has no objection if the applications are accepted.

For the reasons mentioned in the applications, the same stand allowed, permission is granted to withdraw the main RSA No.2766-1997, which is being taken on board today itself.

RSA-2766-1997(O&M)

Dismissed as compromised.

Since the main appeal stands dismissed being compromised, the miscellaneous applications, if any, stand disposed of accordingly.

10.1.2022**Brij****(H.S.MADAAN)****JUDGE****Whether reasoned/speaking :****Yes/No****Whether reportable :****Yes/No**