

CM-4648-C-2022 and
CM-1734-C-2022 in/and
RSA-2355-2016(O&M)
Date of Decision :15.07.2022

Sewa Singh and others

...Appellants

versus

Balbiro Devi

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. C.B. Goel, Advocate for the appellants.

Mr. Vikram Singh, Advocate for the respondent.

B.S. Walia, J. (Oral)

CM-4648-C-2022

1. Application has been moved by the respondent for withdrawal of CM-3806-C-2022, on account of dispute between the parties having been amicably settled and the respondent wanting to abide by the terms of compromise deed dated 14.03.2022.

2. Notice of the application.

3. Mr. C.B. Goel, Advocate accepts notice on behalf of the non-applicants/appellants and states that he has no objection to the prayer made therein.

4. Accordingly, in view of the statement of learned counsel for the non-applicants/appellants, the application is allowed.

CM-1734-C-2022

5. Prayer in the application is for disposal of the appeal in terms of compromise dated 14.03.2022.

6. Notice of the application.

7. Mr. C.B. Goel, Advocate accepts notice on behalf of the non-applicants/appellants and states that he has no objection to the prayer made therein.

4. Accordingly, in view of the statement of learned counsel for the non-applicants/appellants, the application is allowed.

5. At this stage, the respondent, Balbiro Devi, who is present in Court is identified by Shri. Vikram Singh, Advocate and on query, the respondent admits the contents of the application as also of having voluntarily entered into a compromise with the non applicants/appellants without any threat, force, fraud, coercion or undue influence and of her wanting the appeal to be disposed of in terms of compromise dated 14.03.2022. The respondent further states that she has received Rs.45 Lakh in her account in terms of the compromise and that nothing else remains to be paid to her or required to be done by the non applicants / appellants in terms of the compromise.

6. In view of the position noted above, statement of learned counsel for the parties as well as the respondent, Judgments and decrees of the Courts below are set aside and appeal accordingly allowed in terms of compromise dated 14.03.2022. The parties shall remain bound by the terms and conditions of the compromise dated 14.03.2022.

7. All pending misc. application also stand disposed of.

(B.S. Walia)
Judge

15.07.2022

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