

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

114

**RSA-604-2016 (O&M)
Date of decision: 27.09.2022**

Maan SinghAppellant
Versus
Surinder KaurRespondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. S.S. Dinarpur, Advocate for the appellant.

Mr. Aayush Gupta, Advocate for the respondent.

MANJARI NEHRU KAUL, J. (ORAL)

CM-6831-C-2022

Prayer in the application is for impleading the legal representatives of appellant-Maan Singh who has expired on 10.04.2022.

Notice in the application.

Learned counsel for the respondent accepts notice and submits that he has no objection if the application is allowed.

Accordingly, the application is allowed and the persons mentioned in para No.2 of the application are impleaded as legal representatives of appellant-Maan Singh. Amended memo of parties is taken on record.

CM-6834-C-2022

For the reasons mentioned in the application, the same is allowed and compromise deed dated 19.09.2022 along with affidavits is taken on record as Annexure C-1.

CM-6836-C-2022 and RSA-604-2016

Prayer in the instant application is for disposing of the main case i.e. RSA-604-2016 in terms of compromise dated 19.09.2022

(Annexure C-1) entered into between the legal representatives of the appellant and the respondent.

Learned counsel for the legal representatives of the appellant submits that during the pendency of the instant appeal the parties have arrived at an amicable settlement vide compromise deed dated 19.09.2022. Learned counsel submits that the instant appeal be thus disposed of in terms of compromise arrived at between them.

A prayer has also been made that in view of the compromise arrived at between the parties and the judgment of Hon'ble Supreme Court in High Court of *Judicature at Madras represented by its Registrar General Vs. M.C. Subramaniam and others : 2021(2) RCR (Civil) 228*, the Court fee deposited by the parties, be refunded to them.

Learned counsel appearing for the respondent does not dispute the submissions made by the counsel opposite and also does not oppose his prayer that the instant appeal be disposed of in terms of the compromise effected between the parties and the terms and conditions detailed in the compromise be made a part of the decree.

Accordingly, the application is allowed and the instant appeal is disposed of in terms of the compromise arrived at between the parties.

The Registry is directed to refund the Court fee deposited by the parties as per rules.

27.09.2022

Vinay

(MANJARI NEHRU KAUL)

JUDGE

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