

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

**RSA No. 2331 of 2017 (O&M)
Date of decision : 08.08.2022**

**Dr. Ravi Sharma (since deceased) through his LRs and others
...Appellants**

Versus

**Gurcharan Kaur and others
...Respondents**

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Parvinder Singh, Advocate
for the appellants.

Mr. Sankalp Sagar, Advocate
for the respondents.

ARVIND SINGH SANGWAN, J. (Oral)

Challenge in this appeal is laid to the judgment and decree dated 29.10.2016 passed by the trial Court, vide which the suit filed for possession by way of specific performance of an agreement to sell was decreed; as well as the judgment and decree dated 22.03.2017 passed by the lower appellate Court dismissing the appeal filed by the appellants/defendants.

An application bearing CM-3656-C-2022 has been moved to dispose of the present appeal in terms of the compromise dated 18.05.2022 effected between the parties. The said compromise has been placed on record.

Learned counsel for the respondents has placed on record an

affidavit 01.08.2022 of respondent No. 1 Gurcharan Kaur as well as affidavit dated 27.05.2022 of respondent No. 2 Charanjiv Rai acknowledging that there is a valid compromise between the parties, according to which, the appellants/defendants will return an amount of Rs. 15 Lakh, as per terms and conditions of the compromise.

Since the respondents/plaintiffs have filed the aforesaid affidavits and have acknowledged the compromise, the impugned judgments and decree passed by both the Courts below are set aside.

The parties will remain bound by the terms and conditions of the compromise dated 18.05.2022 in letter & spirit and in case, there is any default by the appellants/defendants, it will be open for the respondents/plaintiffs to revive this appeal.

The Registry is directed to make the aforesaid compromise a part of the decree.

Pending applications, if any, shall be treated as disposed of.

08.08.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No