

Neutral citation No.2023:PHHC:058507

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

RSA 2030 of 2019 (O&M)
Date of decision : 25.4.2023.

...

Ravinder Kumar

.....Appellant

vs.

Nirmal Singh

.....Respondent

Coram: Hon'ble Mr. Justice H. S. Madaan

Present: Mr. Deepak Kumar, Advocate for
Mr. R.S. Mamli, Advocate for the appellant.

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H. S. Madaan, J. (Oral)

Learned counsel appearing for the appellant states that the matter has since been amicably settled between the parties vide written compromise Annexure A-1. Therefore, necessary permission be granted to the appellant to withdraw the present appeal, for the reason of the compromise between the parties. However, the court fee affixed by the appellant to the tune of Rs.1,52,020/- be refunded to him.

Learned counsel for the appellant has referred to a judgment passed by a Co-ordinate Bench of this Court, in case **Surender Kumar vs. Hans Raj Mandi 2021(2) RCR (Civil) 851**, wherein it has

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been observed that the court fee can be refunded to the parties, where compromise/settlement had taken place, even outside the court. In this case, after filing of the appeal, the case was getting adjourned for one reason or the other. Thereafter the parties have entered into a compromise.

Therefore, while the appeal is dismissed as withdrawn, as prayed, the prayer of the appellant for refund of the Court fee paid, is accepted. Registry is directed to do the needful, as per rules.

25.4.2023
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(H.S. Madaan)
Judge

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