

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

**Civil Revision No. 5879 of 2018(O&M)
Date of Decision: 11.08.2023**

Nirbhai Singh & Ors.

...Petitioners

Versus

Darshan Singh & Ors.

...Respondents

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. M.L. Saggar, Sr. Advocate with
Mr. Akhil Dadwal, Advocate
For the petitioners.**

**Mr. Rohit Vashisht, Advocate
For respondent No.1.**

**Mr. Rohit Joshi, Advocate for
Mr. D.S. Jadhala, Advocate
For respondents No.2 to 6.**

KARAMJIT SINGH, J.

13361-CII of 2023

This is an application for placing on record the compromise deed dated 11.04.2023 (Annexure P-7).

Notice of the application.

Mr. G.P. Vashisht, Advocate accepts notice on behalf of respondent No.1 while Mr. Rohit Joshi, Advocate has put in appearance on behalf of Mr. D.S. Jadhala, Advocate for respondents No.2 to 6 and pleaded no objection if the application is allowed and the compromise deed is taken on record.

CM stands disposed of in aforesaid terms and Annexure P-7 is taken on record.

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The counsel for the parties are *ad idem* that matter stands compromised and they admitted the correctness of compromise deed (Annexure P-7). The counsel for the parties further apprised the Court that even Gurdeep Singh to whom respondent No.1 Darshan Singh has sold part of the suit property has also accepted compromise deed (Annexure P-7) and he also signed the said document in token of its correctness.

The counsel appearing on behalf of respondent No.1 and respondents No.2 to 6 have no objection if the present petition is allowed and both the impugned orders dated 05.08.2017 (Annexure P-3) and 16.07.2018 (Annexure P-6) passed by the learned trial Court are set aside and the application filed by the petitioner under Order 1 Rule 10 CPC to implead aforesaid Gurdeep Singh as defendant No.7 and for amendment of the plaint to that extent is allowed.

In light of the above, the present petition is allowed and impugned orders dated 05.08.2017 (Annexure P-3) and 16.07.2018 (Annexure P-6) passed by the learned trial Court are set aside and the application filed by the petitioner under Order 1 Rule 10 CPC is allowed. The parties are directed to appear before the learned trial Court on the date already fixed there.

(KARAMJIT SINGH)
JUDGE

11.08.2023
Jiten

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