

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

**CM-9011-C-2023, CM-9012-C-2023 IN/and
RSA-2613-1993**

Date of Decision: August 10, 2023

HARCHAND SINGH

..... Appellant

Versus

BALDEV SINGH

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Swarn Tiwana, Advocate for the applicant-appellant.
Mr. Manoj K. Sharma, Advocate for
Mr. G.S. Bhatia, Advocate for respondent.

HARKESH MANUJA, J. (ORAL)

CM-9012-C-2023

Allowed as prayed for subject to all just exceptions.

CM-9011-C-2023

This is an application for bringing on record the legal heirs of
appellant who has unfortunately died on 31.12.2018

Notice of application.

Mr. Manoj K. Sharma, Advocate accepts notice on behalf of
respondent.

The prayer made herein is allowed and the legal heirs of
deceased-Harchand Singh-appellant as mentioned in paragraph 2 of
application are ordered to be impleaded as LR's.

Amended memo be taken on record.

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MAIN CASE

By way of present Regular Second Appeal, challenge has been laid to judgments and decrees dated 11.11.1989 and 14.09.1993 passed by Courts below whereby a suit for declaration filed at the instance of appellant-plaintiff claiming himself to be owner to the extent of half share of suit property has been dismissed.

2. Today, an application dated 07.08.2023 has been filed before this Court relying upon a settlement dated 27.07.2023 having been entered into between the parties which has not even been opposed at the instance of respondents.

3. In view of the compromise so arrived, appellant does not intend to pursue the present appeal, as per the learned counsel representing him.

4. Accordingly, the present appeal is ordered to be dismissed being not pressed.

10.08.2023
tejwinder

(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No

