

2023:PHHC:122724

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

210-2

RSA-530-1995 (O&M)

Date of Decision : 19.09.2023

Ajmer Singh and others

.....Appellants

Versus

Harbans Singh and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present : Mr. Manoj Pundir, Advocate for
Mr. Jogender Sharma, Advocate for the appellants.

Mr. Anil Kumar Ahluwalia, Advocate for the respondents.

NAMIT KUMAR, J. (ORAL)

1. The appellants have filed the instant appeal against judgment and decree dated 13.09.1990 passed by learned Sub Judge Ist Class, Kharar whereby suit for mandatory injunction filed by the respondents/plaintiffs has been allowed and judgment and decree dated 12.10.1994 passed by learned Additional District Judge, Rupnagar whereby an appeal filed by the appellants/defendants has been partly allowed.

2. Learned counsel for the appellants submits that the instant regular second appeal may be disposed of in terms of mutual settlement dated 18.08.2023 arrived at between the parties (copy of which has been filed in connected case bearing No.RSA-182-1995).

3. The factual position as set out above is not disputed by learned counsel for the respondents, rather he submit that let this appeal be disposed of in view of the settlement arrived at between the parties.

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4. Consequently, the present regular second appeal is disposed of in view of mutual settlement dated 18.08.2023 arrived at between the parties and accordingly, the judgment and decree assailed in this appeal is modified in terms thereof.

5. Misc. Application(s) pending, if any, shall also stand disposed of accordingly.

19.09.2023
Kothiyal

(NAMIT KUMAR)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No