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

**CM Nos. 4255-C & 4256-C of 2023 in/and
RSA No. 817 of 2000 (O&M)
Date of decision : 27.04.2023**

Smt. Bassi Bai through LR Ram Lubhaya

...Appellant

Versus

Chanan Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Vishal R. Lamba, Advocate for
Mr. Daldeep Singh, Advocate
for the appellant (applicant in CM Nos. 4255-C & 4256-C of 2023)

Mr. Rajinder Goyal, Advocate
for the respondent.

MAHABIR SINGH SINDHU, J.

Present appeal is preferred against the impugned judgment & decree dated 25.01.2000 passed by learned Additional District Judge, Sirsa, whereby first appeal of the defendant-respondent was allowed and the judgment & decree dated 18.11.1997 decreed by learned Civil Judge (Junior Division), Sirsa in civil suit for permanent injunction was set aside.

[2] Main appeal is listed for 22.08.2023.

[3] Applicant-appellant has moved two applications, which are supported by affidavit(s) of applicant-Ram Lubhaya, bearing (i)

CM No. 4255-C of 2023 for preponing the date of hearing of main case

from 22.08.2023 to some earlier date; and **(ii) CM No. 4256-C of 2023** for withdrawal of the main appeal in view of the family settlement dated 27.03.2023 (A-1).

[4] In **CM No. 4256-C of 2023**, it is averred that applicant-Ram Lubhaya (LR of Smt. Bassi Bail-appellant) and Darshan Singh (LR of Chanan Singh-respondent) have resolved the dispute vide settlement dated 27.03.2023 and as such, the applicant-appellant wishes to withdraw the appeal.

[5] Notice of both the applications to non-applicant/respondent.

[6] Learned counsel for non-applicant/respondent accepts notice of both the applications and raises no objection if the application for preponement of main case is allowed, and main appeal is ordered to be withdrawn in terms of above family settlement.

[7] Even before this Court also, learned counsel for both sides have acknowledged that matter has been amicably settled between the parties and there is no grievance left against each other; thus pray for disposal of the appeal in terms of above settlement.

[8] In view of the above, application for preponement is allowed; main case is taken up on board today itself and the same stands disposed off as per the family settlement dated 27.03.2023 (*supra*).

[9] It is made clear that both sides shall be bound by the settlement noticed hereinabove and in case of breach by either side, the same shall entail legal consequences.

Pending application(s), if any, shall also stand disposed off.

April 27, 2023
‘dk kamra’

(MAHABIR SINGH SINDHU)
JUDGE

Whether Speaking / Reasoned :	Yes	No
Whether Reportable :	Yes	No