

RSA-1719-2008 (O&M)

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

**CM-3556-C-2023,
CM-3558-C-2023,
CM-3561-C-2023 IN/AND
RSA-1719-2008 (O&M)
Date of Decision: 13.04.2023**

Ho Ram and another

..... Appellants

Versus

Jai Singh Joon and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Aashish Chopra, Senior Advocate, with
Ms. Mehar Nagpal, Advocate,
for the applicants/appellants.

Respondents proceeded ex parte
(vide order dated 28.08.2008)

RAJBIR SEHRAWAT, J. (ORAL)

CM-3556-C-2023 AND
CM-3561-C-2023

These are the applications filed under Section 151 CPC for fixing an actual date of hearing in the main case and for disposing of the main appeal on the basis of settlement/compromise arrived at between the parties to the *lis*.

For the reasons mentioned in the applications, the same are allowed as prayed for. Accordingly, the main appeal is taken on board for hearing today itself for final disposal.

RSA-1719-2008 (O&M)**-2-****CM-3558-C-2023**

This is an application for bringing on record the legal representatives of deceased appellant No.2 (Jai Singh).

For the reasons mentioned in the application, the same is allowed for the limited purpose of conduct of proceedings of this appeal only. The persons, as mentioned in para No.2 of the application, are allowed to be brought on record as legal representatives of the deceased appellant No.2, subject to all just exceptions.

Amended memo of parties attached with the application is ordered to be taken on record.

RSA-1719-2008 (O&M)

The present regular second appeal has been preferred by the appellants/plaintiffs against the judgment and decree dated 07.11.2005 passed by the Additional Civil Judge (Senior Division), Gurgaon, whereby the suit for possession by pre-emption filed by the appellants/plaintiffs has been dismissed, as well as, the judgment and decree dated 17.04.2008 passed by the Additional District Judge, Gurgaon, whereby the appeal filed by the appellants/plaintiffs was also dismissed.

Learned Senior counsel for the appellants submits that the matter has since been settled/compromised between the parties and he prays for withdrawal of the main appeal.

In view of the above, the main appeal is dismissed as withdrawn, as prayed for.

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All pending miscellaneous applications, if any, are also disposed of as such.

(RAJBIR SEHRAWAT)
JUDGE

13.04.2023
adhikari

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