

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

269

CR-4029-2023 (O&M)

Decided on : November 22, 2023

AHEM KAUR AND ANOTHER

..... Petitioners

Versus

HARJEET SINGH AND OTHERS

..... Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Ranjivan Singh, Advocate with
Ms. Kanika Toor, Advocate with
Mr. Risham Raag Singh, Advocate
for the applicants/petitioners.

Mr. Varun Aryan Sharma, Advocate for the respondents.

NAMIT KUMAR, J. (Oral)

CM-20614-CII-2023

Prayer in the present application filed under Order 23 Rule 3 CPC read with Section 151 CPC is for for withdrawal / disposal of main case i.e. Civil Revision No.4029 of 2023, in view of the Memorandum of Settlement -cum- Agreement -cum- Family Settlement dated 13.10.2023 (Annexure A-3), as entered into between the parties and for seeking exemption from filing certified copies of Annexures A-1, A-2 & A-5 and to place on record legible photo/typed copies of the same and.

Pursuant to the notice issued in the application on 09.11.2023, Mr. Varun Aryan Sharma, Advocate has affirmed the *factum* of compromise and has no objection to the prayer made in the application.

Accordingly, the application is allowed as prayed for and the documents i.e. Compromise/ Family Settlement dated 13.10.2023 alongwith Annexures A-1, A-2 & A-5 are taken on record, subject to all just exceptions.

Main case

The present revision petition has been preferred by the petitioner for setting aside/modifying the order dated 06.02.2023 passed by learned Civil Judge (Junior Division), Ludhiana to the extent that the respondents have been allowed to use the portion in their ‘possession’ of the house in question and no stay/injunction qua other suit properties has been granted and quashing of order dated 05.04.2023 passed by learned Additional District Judge, Ludhiana, upholding the order dated 06.02.2023.

At the outset, learned counsel for the petitioners has submitted that the instant revision petition may be disposed of in terms of the Compromise / Settlement as effected between the parties by way of Memorandum of Settlement -cum- Agreement -cum- Family Settlement dated 13.10.2023 (Annexure A-3) and learned counsel for the respondent has also consented with the terms and conditions of aforesaid Family Settlement by putting his no objection to the same.

Ordered accordingly.

The parties shall abide by the terms and conditions Compromise / Settlement as effected between them by way of Memorandum of Settlement -cum- Agreement -cum- Family Settlement dated 13.10.2023 (Annexure A-3).

Disposed of.

November 22, 2023

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**(NAMIT KUMAR)
JUDGE**

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