

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

**COCp-2740-2019 (O&M)
Date of decision: 27.03.2023**

Babu Lal Verma

...Petitioner

Versus

Meenu Rohilla @ Usha Verma and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Manish Mehta, Advocate
for the petitioner.

Mr. P. S. Chauhan, Advocate
for respondent Nos. 1 and 2.

ARVIND SINGH SANGWAN, J. (Oral)

During the course of arguments, it transpired that the petitioner has filed this contempt petition alleging the violation of the written compromise, which was followed by an order dated 10.06.2014, passed by the trial Court, observing that in terms of the compromise deed (Ex. C-1), both the parties will be bound by the same and the suit was dismissed as withdrawn.

Learned counsel for the petitioner submits that the respondents have failed to abide by the terms and conditions of the aforesaid compromise.

On the contrary, learned counsel for respondent Nos. 1 and 2 submits that it is not possible for the respondents to comply with the directions.

Learned counsel for the parties are in agreement that the order dated 10.06.2014 be set aside and the matter may be remanded back to the

civil Court for deciding the same on merits.

Considering the aforesaid submissions, this petition is disposed of. The order dated 10.06.2014, granting permission to petitioner/plaintiff to withdraw the suit in view of compromise Ex. C-1, is hereby set aside and the matter is remanded back to the civil Court for decision afresh on merits of the case, after affording opportunity of hearing to both the parties.

Since the suit pertains to the year 2014 and the present contempt petition remained pending before this Court for a considerable long time, the civil Court is directed to dispose of the suit expeditiously, preferably within a period of one year from today.

Rule stands discharged.

The parties will appear before the civil Court on 11.04.2023.

27.03.2023
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No