

106 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-1349 & 1351-C-2023 IN/AND
RSA-922-2010 (O&M)
Date of Decision: 20.02.2023

Smt. Savitri Devi Appellant

Versus

Chander Shekhar and others Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Manvinder Singh Dalal, Advocate,
for the applicant/appellant.

Mr. Rajesh Jangra, Advocate,
for the respondents.

RAJBIR SEHRAWAT, J. (ORAL)

CM-1349-C-2023

This is an application filed under Section 151 of the Code of Civil Procedure for preponing the main case and disposing of the same on the basis of compromise deed dated 01.08.2022 arrived at between the parties to the *lis*.

Notice in the application to counsel opposite.

Mr. Rajesh Jangra, Advocate, accepts notice on behalf of the non-applicant/respondents and has not disputed that the parties have mutually compromised the matter. Learned counsel has also submitted that he has no objection if the appeal is disposed of, in terms of the compromise arrived at between the parties.

In view of the above, the application is allowed and compromise deed dated 01.08.2022 (Annexure A-1) arrived at between the parties is taken on record. With the consent of counsel for the parties, the main appeal is taken on board today, itself for final disposal.

CM-1351-C-2023 IN/AND
RSA-922-2010 (O&M)

The present regular second appeal has been preferred by the appellant/plaintiff against the judgment and decree dated 01.12.2009 passed by the Additional District Judge (Fast Track Court), Ludhiana, setting aside the judgment and decree dated 24.12.2003 passed by the Civil Judge (Junior Division), Ludhiana, decreeing the suit filed by the appellant/plaintiff for declaration and permanent injunction.

Learned counsel for the appellant/plaintiff submits that the matter has since been compromised between the parties, as per the compromise deed dated 01.08.2022 (Annexure A-1).

Learned counsel for the respondents/defendants has not disputed the genuineness of the compromise, attached with the application as Annexure A-1. Learned counsel for the respondents has also submitted that he has no objection if the main appeal is disposed of in terms of the compromise.

In view of the above, the present appeal is disposed of in terms of the compromise deed dated 01.08.2022 (Annexure A-1). The compromise at Annexure A-1 is made part of this order. The decree be drawn accordingly.

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

(RAJBIR SEHRAWAT)
JUDGE

20.02.2023
adhikari

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No