

Dharambir and another

.....Appellants

Versus

Sukh Wanti and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. Johan Kumar, Advocate,
for the appellants.Mr. Adarsh Jain, Advocate,
for Respondent nos.1 to 4.

None for respondent Nos.5 to 9.

RAJBIR SEHRAWAT, J. (ORAL)**CM-3045-C-2016**

This is an application for condonation of delay of 212 days in re-filing the appeal.

Notice in the application was issued on 27.09.2018. However, no reply has been filed.

For the reasons mentioned in the application, the same is allowed and the delay in re-filing the appeal is condoned.

Main Appeal

This appeal has been filed by the appellant/defendants for setting aside the judgment and decree dated 11.09.2012 passed by the trial Court, whereby the suit filed by the respondents/plaintiff for declaration and permanent injunction was decreed and the judgment and decree dated 24.02.2015 passed by the lower Appellate Court, whereby the appeal filed by the appellant/defendants was dismissed.

Learned counsel for the appellants/defendant submits that the compromise has been effected between the parties, therefore, he be permitted to withdraw the present appeal.

The counsel for respondent Nos.1 to 4 does not dispute the aforesaid compromise.

Dismissed as withdrawn in view of the compromise.

The pending miscellaneous application, if any, is also disposed of as such.

(RAJBIR SEHRAWAT)
JUDGE

06.02.2023
sandeep

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