

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(103)

RSA-1515-2021 (O&M)

Date of Decision : May 10, 2023

Amrik Singh and another

.. Appellants

Versus

Harpal Kaur and another

.. Respondents

(103-A)

RSA-394-2022 (O&M)

Amrik Singh and another

.. Appellants

Versus

Harpal Kaur and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. G.S. Dhillon, Advocate, for the appellants.

Mr. Harsh Aggarwal, Advocate, for the respondents.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-6056-C-2021

As prayed for, the application is allowed.

CM-985-C-2022

As prayed for, the application is allowed.

CM-984-C-2022

Present application has been filed for impleading Mandeep

Kaur as the legal representative of Satpal Singh.

Notice of the application to the counsel opposite.

Mr. Harsh Aggarwal, Advocate, accepts notice on behalf of the respondents. He raises no objection for the grant of prayer as raised in the present application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, present application is allowed. Mandeep Kaur is brought on record as legal representative of Satpal Singh, who was also brought on record in place of respondent No.2-Gurjant Singh and the amended memo of parties attached with the present application is taken on record.

RSA-1515-2021 and RSA-394-2022

1. By this common order, two regular second appeals, the details of which have been given in the heading of the order, are being disposed of as both the appeals arise out of the same facts.

2. Learned counsel for the parties submits that the parties are present in the Court. Parties have been identified by their respective counsel.

3. Learned counsel for the parties jointly submits that the dispute between the parties has already been resolved amicably by a written compromise deed dated 10.05.2023, a copy of which has been produced before this Court and is marked as Annexure A-I.

4. Learned counsel for the parties submits that both the regular second appeals may kindly be disposed of in terms of the compromise between the parties with the liberty that in case any of the party resile from the terms and conditions to be complied with, the other party will be at

liberty to revive the present regular second appeals.

5. Keeping in view the joint request by the parties and in view of the written compromise deed which has taken on record as Annexure A-I, this is a fit case to exercise power as envisaged under Order 23 Rule 3 of the CPC and the present Regular Second Appeals are disposed of in terms of the compromise deed dated 10.05.2023, which also be made part of the decree. However, the same will be subject to the compliance of the terms and conditions by the respective parties as envisaged in the compromise deed dated 10.05.2023. In case of failure by any of the party, the other party will be free to revive the present regular second appeals to be decided on merits apart for other remedies available for the execution of this order.

CM-6057-C-2021 and CM-986-C-2022

As the main appeals have been disposed of, present applications also stand disposed of.

Any other pending application is also disposed of.

May 10, 2023

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No