

CM-5069-C & 5072-2023 in/&
RSA-3940-2013 (O&M)

-1-

2023:PHHC:069114

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-5069-C & 5072-2023 in/&
RSA-3940-2013 (O&M)
Date of Decision :12.05.2023

Nathu Singh and others

....Appellants

Versus

Rajinder Kumar and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Binderjit Singh, Advocate for the appellants.

Mr. PKS Phoolka, Advocate for respondents.

* * *

Harsimran Singh Sethi, J. (Oral)

CM-5072-C-2023

Present application has been filed for placing on record the compromise dated 06.05.2023 arrived at between the parties as (Annexure A-1) .

Notice of the application to the counsel opposite.

Mr. PKS Phoolka, Advocate accepts notice on behalf of the respondents and submits that keeping in view the instructions received by him, parties have entered into a compromise and raises no objection for the grant of prayer as made in the present application.

Application is allowed. Compromise dated 06.05.2023 is taken on record as Annexure A-1.

CM-5069-C-2023

The present application has been filed for preponing the date of hearing in main regular second appeal, which is fixed for 05.07.2023 keeping in view the compromise (Annexure A-1) entered into between the parties and for disposing of the main regular second appeal in terms of the said compromise by exercising jurisdiction under Order 23 Rule 3 of the CPC.

As prayed for, application is allowed. As requested by the learned counsel for the respective parties, main regular second appeal is taken up for hearing today itself.

RSA-3940-2013

1. Learned counsel for the parties jointly submit that parties have already compromised their dispute vide compromise dated 06.05.2023 (Annexure A-1) and the present regular second appeal may kindly be disposed of in terms of the said compromise.

2. Keeping in view the fact that parties have already compromised their dispute by way of compromise dated 06.05.2023, copy of which has been appended as Annexure A-1 and parties agree to perform their part of terms and conditions of the said compromise, by exercising jurisdiction under Order 23 Rule 3 of the CPC, the present regular second appeal is disposed of in terms of the compromise Annexure A-1. The said compromise Annexure A-1 be made part of the decree as well.

May 11, 2023
aarti

(HARSIMRAN SINGH SETHI)
JUDGE

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