

2023:PHHC:101377

**106 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

RSA-533-2013 (O&M)
Date of decision: 04.08.2023

Sharda and others

..Appellants

Versus

Subhash

.Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Munish Kumar Garg, Advocate for the appellants

Ms. Shaveta Sanghi, Advocate for the respondent

ANIL KSHETARPAL, J (Oral)

1. The dispute between the parties arises from a marital discord. The appellant no.1 and her children are in appeal. In this litigation, the wife and children have filed a suit for grant of decree of permanent injunction restraining the defendant from alienating the suit property.

2. On 17.07.2023, the following order was passed:-

“The learned counsels representing the parties jointly state that the parties have entered into a settlement and on account of floods in the area, they are unable to appear before the Court in order to file a settlement deed. They pray for two weeks time to file a settlement deed.

Adjourned to 04.08.2023.

To be listed in the urgent list.”

3. Today, the learned counsel representing the parties have filed a written settlement/compromise deed duly signed by all the parties.

It has been stated by the learned counsel representing the parties that the

entire dispute between the parties stands settled and accordingly all civil and criminal cases be disposed of accordingly.

4. In para 8 of the settlement deed, the details of all the litigation pending between the parties have been noted.

5. All the parties are present in the Court alongwith their respective counsels. They jointly pray for disposal of the present appeal in terms of the settlement arrived at. The same is taken on record as mark ‘C’.

6. In view of the aforesaid facts, the appeal is disposed of in terms of the settlement, which shall form a part of the decree. All the pending litigation between the parties shall be deemed to have been disposed of in terms of the aforesaid settlement. It has been agreed that wherever required, the parties will file the appropriate proceedings before the concerned court and the said court will pass the orders.

7. With these observations, the appeal is disposed of. The courts are directed to consign the civil suits as well as criminal complaints pending between the parties including the miscellaneous appeals to the records on the basis of the aforesaid settlement. As regards the criminal trial arising from the FIR, the husband will file a petition for quashing, on the basis of the settlement, in which the appellants will suffer a statement admitting the settlement.

8. All the pending miscellaneous applications, if any, are also disposed of.

04.08.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE