

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

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**2023:PHHC:105461
CWP-30554-2019 (O&M).
Date of Decision: 16.08.2023.**

GIRISH SAHNI AND ANOTHER

..Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

.. Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

PRESENT Ms. Kusum Raj, Advocate, for
Mr. A.D.S. Jattana, Advocate, for the petitioners.

Ms. Anju Sharma Kaushik, DAG, Punjab,
for respondents No.1 to 4.

Mr. Jatinder Kumar, Advocate, for
Mr. Abhinav Gupta, Advocate and
Mr. Sumeet Goyal, Sr. Advocate,
for respondent No.5..

VINOD S. BHARDWAJ, J. (ORAL)

Challenge in the instant writ petition is to the order dated 07.01.2019 (Annexure P-8) passed by respondent No.2-NRI Commission whereby directions had been issued to respondent No.3 to register an FIR against the petitioners on the complaint dated 18.09.2018 (Annexure P-4).

Upon considering the intent of the parties to resolve the differences, they were relegated to the Mediation and Conciliation Centre of this Court vide order dated 10.05.2023 to explore the possibility of an amicable settlement.

A report has been received from the Mediation and Conciliation Centre to the extent that the parties have resolved their issues and a settlement agreement has been executed between the parties on 11.08.2023.

Learned counsel for the parties acknowledge the execution of the aforesaid settlement agreement dated 11.08.2023 and contend that the sale deed in terms of the aforesaid settlement is yet to be executed. They further contend that the parties shall remain bound by the terms of the aforesaid settlement and that the order passed by the Punjab State Commission for non-Resident Indians dated 07.01.2019 (Annexure P-8) may accordingly be set aside.

In view of the settlement agreement dated 11.08.2023 executed between the parties which is made part of the record as Mark 'X' and without going further into the controversy and also taking into consideration that direction by the Punjab State Commission for non-Resident Indians was in respect of the issues that have already been resolved, the present petition is allowed. The impugned order dated 07.01.2019 (Annexure P-8) is set aside.

Needless to mention that the parties shall remain bound by the terms and conditions of the aforesaid settlement agreement dated 11.08.2023.

August 16, 2023.
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(VINOD S. BHARDWAJ)
JUDGE

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