

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RSA-391-2018 (O&M)
Date of Decision:-15.11.2023

AKALJIT KAUR AND ANR

... Appellants

Versus

KARAM SINGH

... Respondent(s)

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CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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Present:- Mr. Adarsh Jain, Advocate
for the appellants.

Mr. Anil Kumar Rana, Advocate,
for the respondent.

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KARAMJIT SINGH, J. (Oral)

CM-12511-C-2023

1. Notice of the application.
2. At this stage, Mr. Anil Kumar Rana, Advocate accepts notice on behalf of non-applicant/respondent and pleaded no objection if the application is allowed and copies of concerned demand draft are taken on record as (Annexure A-2).
3. In view of the above, copies of demand draft are ordered to be taken on record as Annexure A-2, subject to all just exceptions.

4. The application stands disposed of accordingly.

RSA-391-2018 (O&M)

1. The counsel appearing on behalf of the appellants/defendants made statement that matter stands compromised between the parties and the concerned compromise deed is (Annexure A-1) and as per said compromise, appellants have made payment of ₹53 lacs to respondent/plaintiff and in terms of the said compromise the respondent/plaintiff has to withdraw the original civil suit No.275T dated 4.6.2008 decided on 1.3.2014 by the Court of Civil Judge (Senior Division), Patiala whereby decree of specific performance of agreement to sell 25.1.2006 was passed in favour of the said respondent/plaintiff and this appeal is to be disposed accordingly.
2. The counsel for the respondent has admitted the aforesaid statement made by counsel for appellants and has not disputed the factum of compromise, which has been effected between the parties as per compromise deed (Annexure A-1) and has also admitted the fact that respondent has received ₹53 lacs from the appellants. The counsel for the respondent further made statement that in the light of aforesaid compromise, the respondent be permitted to withdraw the original suit civil suit No.275T dated 4.6.2008 decided on 1.3.2014 by the Court of Civil Judge (Senior Division), Patiala and the present appeal should be decided accordingly.
3. The compromise deed (Annexure A-1) is ordered to be taken on record, subject to all just exceptions.

4. In the light of the above, as the matter stands compromised between the parties, liberty is hereby given to the respondent to withdraw his original civil suit No.275T dated 4.6.2008 decided on 1.3.2014 by the Court of Civil Judge (Senior Division), Patiala and consequently the said suit stands dismissed as withdrawn and the present appeal is also hereby disposed of in the same terms and compromise deed (Annexure A-1) is to be considered as part of this order.
5. Since the main case has been decided, pending miscellaneous application(s), if any, also stands disposed of accordingly.

15.11.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No