

241-2

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

RSA-4411-2018 (O&M)

Date of decision: February 14, 2023

Major Singh (died) and another

....Appellants

versus

Mohinder Singh and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Parveen Kumar Garg, Advocate for appellants.

ARUN MONGA, J. (ORAL)

CM-11676-C-2018

For reasons stated in the application, same is allowed. Delay of 61 days in re-filing the appeal is condoned.

CM-11677-C-2018

For reasons stated in the application, same is allowed. Legal representatives of deceased-appellant No.1-Major Singh, who is stated to have died on 02.04.2018, are ordered to be impleaded as party.

CM-4859-C-2022

For reasons stated in the application, same is allowed. Legal representatives of deceased-appellant No.2-Maghar Singh, who is stated to have died on 06.08.2021, are ordered to be impleaded as party. Amended memo of parties is taken on record. Registry to do the needful.

CM-4861-C-2022

For reasons stated in the application, same is allowed. Legal representatives of deceased-respondent No.1-Mohinder Singh, who is stated

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to have died on 02.07.2020, are ordered to be impleaded as party. Amended memo of parties is taken on record. Registry to do the needful.

CM-5445-C-2022

This is an application filed by appellants under Order 22 Rule 4 CPC seeking permission to add name of Soma Singh as legal representative of respondent No.1.

For reasons stated in the application, same is allowed. Amended memo of parties is taken on record. Registry to do the needful.

CM-4862-C-2022

This is an application for disposal of main appeal modifying impugned judgment/ decree dated 29.02.2016 passed by learned trial Court as per compromise dated 16.05.2022 (Annexure A-3).

For reasons stated in the application, copy of compromise dated 16.05.2022 (Annexure A-3) is taken on record, subject to all just exceptions.

Civil Miscellaneous application stands disposed of, accordingly.

Main case (O&M)

At the outset, learned counsel for the appellants states that in view of compromise dated 16.05.2022 (Annexure A-3) appended with CM-4862-C-2022, matter has been compromised between the parties. He further states that in view thereof, he is under instructions not to press the instant appeal and same is rendered infructuous.

Disposed of as compromised. Parties to remain bound by terms of the aforesaid compromise *ibid*.

CM-11678-C-2018

This is an application for placing on record copy of orders/ judgments (Annexures A-4 to A-7) by way of additional evidence.

In view of order passed in main case, the instant application is rendered infructuous and is disposed of accordingly.

Pending application(s), if any, shall also stand disposed of.

(ARUN MONGA)
JUDGE

February 14, 2023
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No