

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RSA-5909-2017 (O&M)

Date of decision: January 18, 2023

Harwinder Kaur

....Appellant

versus

Palwinder Kaur and another

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Aminder Singh, Advocate for the appellant.

Mr. Kewal Singh, Advocate for the respondents.

ARUN MONGA, J. (ORAL)

Having suffered concurrent adverse findings by the two Courts below, defendant is in second appeal before this Court assailing the trial Court judgment and decree dated 03.12.2014, as upheld by the learned First Appellate Court vide its judgment and decree dated 18.08.2016.

2. At the outset, learned counsel appearing on behalf of the parties are *ad idem* that matter has been settled between the parties. They pray for disposal of the instant second appeal, accordingly. They further rely on the Apex Court judgment rendered in **Special Leave Petition (Civil) Nos.3063-3064 of 2021** titled **High Court of Judicature at Madras Rep. by its Registrar General versus M.C. Subramaniam and others**, decided on 17.02.2021 and judgments rendered by this Court in **CR-81-2014** titled **Pradeep Sonawat versus Satish Prakash @ Satish Chandra** and **RSA-1425-2018** titled **Pritam Singh versus Ashok Kumar** to contend that in case parties settle their dispute irrespective of the fact whether it was before Lok

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Adalat or otherwise, they are entitled for refund of Court fees as per applicable Rules.

3. In the premise, second appeal is disposed of as amicably settled and Registry to take steps to refund the Court fees upon an application filed, in accordance with law.

4. Pending applications, if any, shall also stand disposed of.

(ARUN MONGA)
JUDGE

January 18, 2023
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No