



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

120

RSA-946-2024 (O&M)

Date of decision: 12.12.2024

GUNEET KAUR AND ANOTHER

...APPELLANTS

VERSUS

APEEJAY SCHOOL FARIDABAD

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Onkar Rai, Advocate
for the appellants.

Mr. H.L. Tiku, Senior Advocate with
Ms. Yashmeet, Advocate and
Mr. Manav Bajaj, Advocate
for the respondent.

ALOK JAIN, J. (ORAL)

1. In compliance of order dated 29.07.2024, learned counsel for the appellants submits that the execution petition filed by respondent-school has been withdrawn being satisfied.

2. Learned counsel appearing for respondent-school has clarified and admitted that the execution had been withdrawn but makes a specific assertion that the school has given extreme concessions in terms of waiving off the entire interest on the outstanding dues and the matter be put to rest.

3. At this stage, learned counsel for the appellants submits that the issue as to whether the suit was maintainable at the first instance or not is *res integra* before the Hon'ble Apex Court in SLP (C) No.0008544 of 2022.

However, this Court has been apprised that a co-ordinate Bench of this Court

has already dismissed identical matter bearing RSA No.3489 of 2023 titled



as “*Suhani Ahuja and another Vs. Apeejay School Faridabad*” vide order dated 30.11.2023.

4. In light of the above, the present appeal is dismissed at this stage. Needless to say, in case, the Hon’ble Apex Court decides anything in favour of the appellants herein, the appellants have appropriate right as available to them in accordance with law.

5. All pending miscellaneous application(s), if any, also stands disposed of.

(ALOK JAIN)
JUDGE

December 12, 2024
Nisha Yadav

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