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2024:PHHC:020461

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

CM-1519-C-2024

in/and

RSA-1705-2023 (O&M)

Date of decision: 13.02.2024

Sunil Kumar

....Appellant

Versus

Siri Pal (now deceased) through Lrs and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Rajender Singh Malik, Advocate for the appellant

ANIL KSHETARPAL, J (Oral)

In this Regular Second Appeal, an application has been filed under Order XXXIII Rule 1 of the Code of Civil Procedure, 1908 for disposal of the appeal in terms of compromise Annexure A-1 dated 16.01.2024. The appellant filed the suit for possession by way of specific performance of the agreement to sell dated 30.09.2004 which was dismissed by the trial court and affirmed in appeal by the First Appellate Court. During the pendency of the appeal, the amount of earnest money paid by the appellant has been refunded to him. Hence, the learned counsel representing the appellant prays for permission to withdraw the appeal.

Ordered accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

13.02.2024

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)

JUDGE