



RSA-1992-2024

-1-

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

137

RSA-1992-2024 (O & M)
Date of decision: 08.08.2024

VIRENDER KUMAR VASHISHT

...Appellant

Versus

ANITA RANI AND ANR

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Ishwar Lal, Advocate,
for the appellant.

RAJBIR SEHRAWAT, J. (Oral)**CM-7949-C-2024**

1. Copy of compromise dated 18.07.2024 is taken on record,
subject to all just exceptions.

2. Disposed of.

RSA-1992-2024 (O & M)

1. This is the regular second appeal filed by the appellant-defendant, challenging the concurrent judgments and decrees passed by the Courts below; whereby the suit filed by respondent No.1-plaintiff was decreed.

2. It is submitted by counsel for the appellant that though the appellant, being a defendant in the suit, had contested claim of respondent No.1-plaintiff, however, the suit filed by respondent No.1 was decreed. However, dispute between the parties qua some share was settled after the

**RSA-1992-2024****-2-**

decree passed by the trial Court. But, the appeal filed by the present appellant-defendant No.1 was also dismissed by the lower Appellate Court. After dismissal of the appeal by the lower appellate Court, the parties have fully and finally settled the dispute. The money has already been paid to the respondents, in lieu of their share. Therefore, both the judgments and decrees passed by the Courts below, deserve to be set aside, in terms of the settlement arrived at between the parties.

3. Notice of motion.

4. Mr. Amandeep Singh, Advocate, puts in appearance and files his power of attorney on behalf of the respondents, which is taken on record. Registry is directed to scan and tag it at an appropriate place.

5. Counsel for the respondents has not disputed the factum that that the respondents have relinquished their share in favour of the appellant-defendant No.1, in terms of the settlement (Annexure C-1) arrived at between the parties. To that effect, separate affidavits of the respondents have also been filed in the Court today. The same taken on record. Registry is directed to scan and tag the same at an appropriate place.

6. Counsel for the respondents has submitted that the respondents have no objection, if the judgments and decrees passed by the courts below are reversed and the present appeal is ordered to be decided in terms of the settlement arrived at between the parties.

7. In view of the above, the judgment and decree dated 01.11.2019 passed by the trial Court and the judgment and decree dated



RSA-1992-2024

-3-

05.07.2024 passed by the lower Appellate Court, are set aside. The present appeal is disposed of in terms of the compromise (Annexure C-1). The said compromise (Annexure C-1) be made part of the decree.

8. Pending application, if any, shall stand disposed of.

08.08.2024
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

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