



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

107

RSA-400-2020 (O&M)

Date of Decision: 22.11.2024

Balwinder Singh and another

...Appellants

Versus

Jagjit Singh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present:- Mr. Harsh Goyal, Advocate, with
Ms. Manvi Singla, Advocate, for the appellant.

VIKAS SURI, J. (ORAL)

1. This Regular Second Appeal has been filed by the defendant-appellants aggrieved by judgment and decree dated 01.09.2016 passed by learned Civil Judge (Senior Division), Barnala, whereby the suit filed by the plaintiff-respondents for specific performance on the basis of agreement to sell dated 08.05.2007 and for declaration and permanent injunction was decreed; and also by judgment and decree dated 26.08.2019 passed by learned Additional District Judge, Barnala, on an appeal having been preferred, which was partly allowed modifying the judgment and decree passed by the trial Court and a decree for refund of earnest money along with interest was passed.
2. Today on resumed hearing, learned counsel for the appellants states that during the pendency of appeal, the impugned judgment and decree stands fully satisfied and accordingly, the execution application



bearing No.Exe-242-2023, titled as *Jagjit Singh vs. Balwinder Singh* stands dismissed as withdrawn vide order dated 06.11.2023 passed by the learned Executing Court, which read as thus:-

“File taken up today both the parties appeared and vide their separate statement to that effect they withdraw the present execution being fully satisfied. He further stated that present execution may kindly be dismissed as withdrawn.

In view of the statement suffered by both the parties, the present execution stands dismissed as withdrawn. File be consigned to the record room, Barnala.”

- 3. In view of the aforesaid, learned counsel for the appellants prays for withdrawal of the present appeal.
- 4. Dismissed as withdrawn.

November 22, 2024
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(VIKAS SURI)
JUDGE

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