Serial No. 01

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR
(THROUGH VIRTUAL MODE)

Arb App No. 12/2025
CM No. 8628/2025
CM No. 6934/2026

Mir Mushtaq Ahmad …..Appellant(s)/Petitioner(s)

Through: Ms. Syed Gousia, Advocate

vs

Zahoor Ahmad Bhat ….. Respondent(s)

Through: Ms. Snober Azad, Advocate

Coram: HON'BLE MRS. JUSTICE SINDHU SHARMA, JUDGE
HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE

ORDER
30.10.2026

CM No. 6934/2026:

1. The instant application has been preferred by the applicant/appellant seeking disposal of the present appeal in terms of the compromise arrived at between the parties. The statements of the parties have been recorded by the Registrar Judicial, Srinagar , wing of this High Court are annexed with the file as Annexure-1.

2. Perusal of the compromise deed executed between the parties reveals that the parties have amicably settled their disputes and have agreed to abide by the terms and conditions incorporated therein. In particular, Paragraphs 35 and 36 of the compromise deed are reproduced as under:-

> 35. **That the schedules annexed hereto, containing the particulars of the works, payments, deposits, pending amounts and other financial particulars referred to herein, are incorporated into and shall**

form an integral and enforceable part of the present compromise and settlement.

36. **Upon receipt of any payment pertaining to jointly executed works in the account of M/s MZ Enterprises, the amount due to the respective partners shall be released within seven (7) days. Before determining and distributing the amount due to each partner, all project-related expenditure paid or incurred by either partner from their own funds shall be fully accounted for and, upon verification, reimbursed in full to the partner who actually paid or incurred such expenditure, after taking into account and deducting all other project-related liabilities, taxes, statutory deductions and other amounts deductible from the payment, as provided elsewhere in this Agreement. The balance amount remaining thereafter shall constitute the net distributable amount and shall be distributed equally, i.e., 50% each between the two partners. Any project-related expenditure for which reimbursement is claimed shall be supported by proper details and documentary evidence and submitted within ten (10) days of receipt of the relevant payment.**

3. In view of the statements made by the parties before the Registrar Judicial, Srinagar, and the compromise arrived at between parties, the application is allowed and the present appeal is ***disposed of*** in terms of the compromise deed.

(SANJAY DHAR)
JUDGE

(SINDHU SHARMA)
JUDGE

Jammu
30.10.2026
Amit