

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

2026:PHHC:038189



(111)

RSA-3482-2023 (O&M)

Date of Decision:-12.03.2026

JASVIR KAUR AND ANOTHER

...Appellants

Versus

RUPINDER SINGH AND ANOTHER

... Respondents

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CORAM: HON'BLE MR. JUSTICE VIRINDER AGGARWAL

Present: Mr. Prabhjot Singh, Advocate,
for the appellant.

Ms. Simranjeet Kaur, Advocate, with
Mr. Chandeeep Singh, Advocate,
for respondent No.2.

VIRINDER AGGARWAL, J. (Oral)

CM-3365-C-2026 AND CM-3366-C-2026

Appellants has moved these two civil miscellaneous applications. Application (CM-3365-C-2026) has been filed for withdrawal of the appeal on the basis of compromise as the compromise has taken place between the parties and the claim has been fully satisfied by payment of Rs.77,00,000/- and execution of the impugned decree has been withdrawn as fully satisfied, so, application has been moved for withdrawal of the appeal. Another application (CM-3366-C-2026) has been filed for refund of the Court fee in view of the provisions of Section 16 of Court Fee Act, 1870 as the litigation has come to an end between the parties on account of compromise between the parties though outside the Court and decree has been fully satisfied and decree holder has withdrawn the execution petition by making a statement with regard to receipt of amount of Rs.77,00,000/- in satisfaction of the decree under appeal.

Now, considering the fact that parties has entered into compromise though outside the Court and impugned decree is fully satisfied, in view of the law laid down by Co-ordinate Bench of this Court in ***Pritam Singh versus Ashok Kumar, 2019 (1) Law Herald 721***, application for refund of Court fee is allowed as the facts and circumstances are identical to the case cited, so, in the light of above, both these applications are allowed. A certificate with regard to Court fee be issued to the applicants/appellants.

Main case (O&M)

1. In view of the order passed in CM-3365-C-2026, this regular second appeal is dismissed as withdrawn in view of the compromise effected between the parties.
2. Pending miscellaneous application(s), if any, shall also stand disposed of.

12th March, 2026
S. Pathania

(VIRINDER AGGARWAL)
JUDGE

Whether reasoned / speaking?
Whether reportable?

Yes / No
Yes / No