

**111+231 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

**CM-4136-C-2025; CM-4137-C-2025;
CM-4074-C-2025 in/and
RSA-1683-2023 (O&M)
Date of Decision: May 09, 2025**

Sonia Goyal**...Petitioner****Versus**

Ramesh Kumar

...Respondent**CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA****Present:-** None.**DEEPAK GUPTA, J.(Oral)**

Suit for recovery of ₹6,00,000/- along with interest filed by plaintiff Ramesh Kumar (respondent herein) against defendant - Sonia Goyal (appellant herein) was decreed by the trial Court on 22.07.2022. In the appeal filed by the defendant- appellant, the Appellate Court modified the judgment by holding that plaintiff was entitled to the principal amount of ₹5,00,000/- along with pendente lite interest @12% per annum. Besides, the interest @ 6% per annum was granted from the date of advancement i.e. 10.10.2017 till realization.

2. Against the aforesaid judgment, the present appeal was filed by the defendant- Sonia Goyal.

3. Although the modification of the judgment by the first Appellate Court on 08.02.2023, regarding the interest is quite ambiguous, but the matter has since been compromised amongst the parties in the National Lok Adalat and as such, this Court is not required to go into the controversy regarding the interest part.

4. **CM-4074-2025** has been moved by the appellant through Legal Aid Counsel under Order 23 Rule 3 CPC so as to withdraw the appeal on account of the compromise having taken place in the Lok Adalat. Application is supported by the affidavit of appellant – Sonia Goyal, besides copy of the order dated 14.12.2024 (Annexure A-1) passed by the Presiding Officer, National Lok Adalat, Mansa, as per which execution filed by the decree holder (respondent herein) was dismissed as withdrawn being fully satisfied, after making payment of amount settled between the parties.

5. Another application **CM-4136-C-2025** has been moved to exempt filing certified copy of Annexure A-1. The application is allowed. Annexure A-1 is taken on record.

6. **CM-4137-C-2025** has been moved for refund the Court fee of the appellant.

Considering the order dated 14.12.2024 (Annexure A-1) passed in the National Lok Adalat as per which the matter has been settled between the parties and execution itself has been dismissed as withdrawn being satisfied, the application bearing CM-4074-C-2025 is hereby accepted and the present appeal is disposed of, being withdrawn on account of compromise.

7. Application bearing No.CM-4137-C-2025 is also accepted. Considering the fact that the parties have settled the matter in the National Lok Aladat during execution proceedings, the Court fee paid before this Court in the present RSA-1683-2023 is hereby ordered to be refunded to the appellant in view of the provisions of Section 21 of the Legal Services Authorities Act, 1987.

May 09, 2025

sarita

**(DEEPAK GUPTA)
JUDGE**

Whether reasoned/speaking:
Whether reportable:

Yes/No
Yes/No