



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

115

**CM-617 & 618-C-2025 in/and
RSA-1397-2021
Date of Decision: 29.01.2025**

RAMPAT (DECEASED) THROUGH HIS LEGAL HEIRS**.....Appellant**

Vs.

M/S SHIV SHAKTI ESTATE PVT LTD**.....Respondent****CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present: Mr.Paramjit Singh Jammu, Advocate and
Mr.Santosh Kumar Yadav and Mr.Amit Shami, Advocates,
for the applicants/appellants.

DEEPAK GUPTA, J. (ORAL)**CM-617-C-2025**

This is an application filed under Section 151 CPC for preponing the date of hearing of the main case from 13.05.2025 to an early date on account of the compromise having been effected between the parties dated 07.12.2024 (Annexure A1).

Notice of the application.

Mr.Rajesh K. Sheoran, Advocate, Assisting Counsel of Mr.Baldev Raj Mahajan, Sr. Advocate, accepts notice on behalf of the respondent and submits that he has no objection to allow the application.

For the reasons mentioned in the application as well as the no objection of Id. counsel for the respondent, application is allowed and hearing of the main case is preponed for today and as such the same is taken on board today itself.

CM-618-C-2025

This is an application under Section 151 CPC moved on behalf of the appellants No.iv(a)-Sumit Kumar, iv(b)-Geeta, v (Vinod Kumar) and vi (Shyam Sunder) so as to withdraw the appeal (RSA No.1397-2021) as the matter has been



compromised between the parties vide written compromise dated 07.12.2024 (Annexure A1).

It is further stated by Id. counsel that two of the appellants namely Jai Narain and Jai Prakash have already withdrawn the appeal vide order dated 22.08.2023 of this Court. It is further submitted that appellant no.1(iii)-Braham Prakash had already sold his share to the decree-holder/respondent by way of separate sale deed dated 10.12.2021 and therefore, he has lost interest in the present appeal and as such Id. counsel makes statement so as to withdraw the appeal on behalf of said appellant-Braham Prakash besides appellants No.iv(a)-Sumit Kumar, iv(b)-Geeta, v (Vinod Kumar), vi (Shyam Sunder) also.

Ld. counsel for the respondent has no objection so as to allow the application.

Id. counsel for the respondent has also submitted that in terms of the compromise (Annexure A1) to be read with Site Plan (Annexure A2), the appellants have already executed sale deed in favour of the decree holder/respondents and mutation already stands sanctioned.

For the reasons mentioned in the application, duly supported by an affidavit of one of the appellants-Vinod Kumar son of Late Rampat, compromise (Annexure A1) and Site Plan (Annexure A2), the same is allowed. The present appeal is hereby dismissed as withdrawn. However, Annexures A1 & A2 shall form part of this order.

RSA-1397-2021

In view of the order passed in CM-618-C-2025, present appeal is hereby dismissed as withdrawn.

29.01.2025

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**(DEEPAK GUPTA)
JUDGE**

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