



IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CARBC No.13 of 2026

Date of Decision: 04.05.2026

H.P. Housing & Urban Development AuthorityPetitioner

Versus

M/s Kapil ConstructionRespondent

Coram:

Hon'ble Mr. Justice Sandeep Sharma, Judge.

Whether approved for reporting? ¹

For the Petitioner : Mr. Bhupender Gupta, Senior Advocate, with
Mr. Janesh Gupta, Advocate.

For the Respondent: Ms. J.S. Bhogal, Senior Advocate, with Mr.
T.S. Bhogal, Advocate, for the respondent.

Sandeep Sharma, Judge (oral):

OMP No.1466 of 2025

By way of instant application, factum of compromise arrived *inter se* parties has been placed on record. Averments contained in the application, which is duly supported by way of affidavit, reveals that parties to the *lis* have decided to settle the matter amicably whereby respondent has agreed to receive sum of ₹9,37,687/- as full and final settlement of the claim. It has also been agreed between the parties that after receiving a sum of ₹9,37,687/-, the Award passed by the learned Arbitrator shall stand satisfied and respondent shall not claim any amount over and above the said amount.

¹Whether the reporters of the local papers may be allowed to see the judgment?



2. Petitioner has deposited sum of ₹11,50,553/- in this Court, which is lying in fixed deposit. Out of the said amount and the interest accrued thereupon till date, sum of ₹9,37,687/- can be ordered to be released in favour of respondent, as has been fairly stated by learned counsel respondent, on instructions from the respondent-Mr. Abhishek Bansal, and remaining amount along with interest is to be released to the petitioner/applicant.

3. Factum of compromise, as detailed hereinabove, is taken on record and parties to the *lis* are permitted to settle their dispute amicably in terms of compromise, as detailed in the application. Application stands disposed of.

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4. Learned counsel representing the parties fairly stated that on account of amicable settlement arrived *inter se* them, as detailed in earlier part of the order, nothing remains to be adjudicated in the instant proceedings and the same can be disposed of.

5. In view of the above, present petition is disposed of and sum of ₹9,37,687/- is ordered to be released in favour of respondent and remaining amount along with up to date interest is ordered to be released in favour of petitioner by remitting the same in its bank account, details whereof shall be furnished by its counsel within a period of one week. It is further ordered that in view of aforesaid settlement, award



passed by the learned Arbitrator is deemed to be satisfied and thereafter no claim of either of the parties shall survive/sustain in any manner.

Pending application(s), if any, shall also stand disposed of.

**(Sandeep Sharma),
Judge**

May 04, 2026
(Rajeev Raturi)