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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 453/2022**
SUN PHARMACEUTICAL MEDICARE LTD Plaintiff

Through: Mr. Sachin Gupta, Ms. Swati Meena
and Mr. Manan Mondal, Advocates.

versus

TRIPADA HEALTHCARE PVT LTD & ANR. Defendants

Through: Mr. Dhruv Madan, Advocate for D-1
& 2.

CORAM:
HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER
22.05.2023

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I.A. No. 9505/2023 and I.A. No. 9595/2023 (joint application under Order XXIII Rule 3 r/w Section 151 of the Code of Civil Procedure, 1908)

1. These are joint applications on behalf of parties whereby Plaintiff and Defendant No. 1 and 2 jointly pray for a decree in terms of the settlement enumerated in paragraph No. 2 of the application. In terms of the settlement, Mr. Dhruv Madan, counsel for Defendant No. 1, has handed over a cheque of INR 3 lakhs in favour of Plaintiff to Mr. Sachin Gupta, counsel for Plaintiff, who has accepted the same.

2. Counsel for parties, mentioned in the appearance above, confirm the settlement and pray that the suit be decreed in terms of paragraph No. 2 of said applications, which are identical. Both the aforementioned applications are duly supported by affidavits of Authorized Representatives of parties.



3. The Court has perused the terms of the settlement, as recorded in paragraph No. 2 of the said applications and finds the same to be lawful.
4. Accordingly, the present suit is decreed in favour of Plaintiff and against Defendant No. 1 and 2, in terms of the settlement mentioned in paragraph No. 2 of the said applications, which shall form part of the decree. Parties shall remain bound by the terms and conditions of the settlement.
5. Decree sheet be drawn up.
6. Although the settlement is not through mediation process, but nonetheless, since the suit is being disposed of on the basis of a compromise between the parties having regard to judgment of the Supreme Court in *the High Court of Judicature at Madras v. M.C. Subramaniam and Ors.*,¹ Registry is directed to issue a certificate for refund of full Court fees, in favour of Plaintiff – ‘Sun Pharma Laboratories Ltd.’.
7. Suit along with pending application(s) stand disposed of.
8. The next date fixed before the Joint Registrar (Judicial) *i.e.*, 23rd May, 2023 stands cancelled.

SANJEEV NARULA, J

MAY 22, 2023

as

¹ Dated 17th February, 2021 in SLP(C) Nos. 3063-3064/2021.