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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ IA 12035/2013 (u/O 23 R3 CPC), IA 12036/2013 (u/O 1 R 10) in  
CS(OS) 166/2013  
WALTER BUSHNELL PVT LTD AND ORS

..... Plaintiff

Through: Mr.Amarjit Singh, Ms.Vertika Tomar,  
Adv.

versus

RIVPRA FORMULATION PVT LTD AND ORS

..... Defendant

Through: Mr.Umesh Mishra, Adv. for D1.  
Mr.Sachin Gupta, Mr.Shashi P.Ojha,  
Adv. for D2.  
Mr.Vikram Kumar, Adv. for D3.  
Mr.Apurb Lal, Adv. for D4.

**CORAM:**

**HON'BLE MR. JUSTICE M.L. MEHTA**

**ORDER**

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**31.07.2013**

**IA 12036/2013 (u/O 1 R 10)**

This application is filed by the plaintiff seeking impleadment of M/s.  
NAVA Healthcare Pvt. Ltd. as defendant No. 4. Learned counsel Mr. Apurb  
Lal appeared for the defendant No. 4 and accepts notice.

In the mediation proceedings before Delhi High Court Mediation and  
Conciliation Centre, the proposed defendant No. 4 also joined and was a  
party to the settlement that was arrived at between the plaintiffs and the

defendants No. 1 to 3. In the said proceedings, the proposed defendant No. 4 also settled the matter with the plaintiffs. Learned counsel for the proposed defendant No. 4 has no objection to the impleadment of this defendant as defendant No. 4. Hence, this defendant being a necessary and proper party, is impleaded as defendant No. 4. Amended memo of parties filed.

IA stands disposed of.

**IA 12035/2013 (u/O 23 R3 CPC)**

This joint application is filed by all the parties including the defendant No. 4 stating that they have arrived at a settlement in Delhi High Court Mediation and Conciliation Centre on 25.07.2013. Copy of the same is received and taken on record. The parties shall remain bound by the terms and conditions of settlement. Consequently, the suit is decreed in terms of the paras 24 (i) and 24 (ii) of the plaint. Decree be drawn accordingly.

Suit stands disposed of.

The plaintiffs would be entitled to refund of court fees as per Section 16 of the Court Fees Act.

  
M.L. MEHTA, J

**JULY 31, 2013/akb**