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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CS(OS) 3685/2014 and I.A. 23933/2014

HONEYWELL INTERNATIONAL INC Plaintiff
Through: Ms. Vaishali Mittal, Advocate with
Ms. Neha Reddy and Mr. Siddhant Chamola,
Advocates

versus

K.K. VISHWARANJAN & ORS Defendants
Through: Ms. Yogamaya M.G. Advocate

CORAM:
HON'BLE MS. JUSTICE HIMA KOHLI

ORDER
% **20.04.2015**

I.A. 7916/2015 (joint application u/O XXIII R 3 CPC)

1. The present joint application has been filed by the parties stating *inter alia* that during the pendency of the present suit, they have arrived at an amicable settlement as recorded in para 2 of the application.

2. It is stated that in view of the undertakings given by the defendants to the plaintiff, the plaintiff has agreed to give up its claim of damages, rendition of accounts and delivery up against the defendants.

3. Counsels for the parties jointly state that after filing the present application, the defendants have written a letter dated 17.04.2015 to the Trademark Registry, withdrawing their application for registration of the trademark, "Honeywell" in class 43. To substantiate the said submission, counsel for the defendants hands over a copy of the aforesaid letter with a copy to the other side. At the request of both the parties, the said letter is taken on record.

4. The Court has perused the present application. The same has been signed by the authorised signatory of the plaintiff, defendant No.1 and the authorised signatory of the defendants No.2 and 3 and the same is supported by their affidavits. As the counsels for the parties jointly state that they have arrived at the aforesaid settlement of their own free will and volition and without any undue influence or coercion from any quarters, there appears no legal impediment in accepting the settlement.

5. The application is taken on record. The parties shall remain bound by the terms and conditions of the settlement recorded in the said application. The defendants shall also be bound by the undertaking given to the plaintiff that they shall withdraw their application for registration of the trademark, "Honeywell" in class 43, pending in the Trademark Registry.

6. The suit is decreed in terms of the settlement and the order passed above, while leaving the parties to bear their own costs.
7. The suit is disposed of alongwith the pending application.
8. File be consigned to the record room.

APRIL 20, 2015

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HIMA KOHLI, J