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

+ **CO.PET. 481/2016 & CO. APPL. 2021/2016**

GOEL ROADWAYS

..... Petitioner

Through: Ms. Bhumika Kapoor, Advocate with Mr.
Sunil Sharma, AR of the petitioner
company

versus

CASE COLD ROLL FORMING LIMITED

..... Respondent

Through: Mr. Amrash Kumar Jha, Authorized
Officer.

CORAM:

HON'BLE MR. JUSTICE SIDDHARTH MRIDUL

ORDER

% **07.12.2016**

Mr. Amrash Kuamr Jha, the Authorized Officer of the respondent company states that they have agreed to settle the amount outstanding qua the petitioner in the present petition and pay Rs.23,76,256/-, including Rs.2,20,000/- as legal fee as full and final settlement of the underlying dispute.

Learned counsel appearing on behalf of the petitioner states that they have accepted the offer made on behalf of the respondent company and have received the following 48 post-dated cheques for the amounts mentioned therein towards settlement of their claims vis-a-vis the respondent company:-

S.No.	Name of Party	Cheque No.	Date	Amount
1	Goel Roadways	027836	07-12-16	35,000
2	Goel Roadways	027837	14-12-16	40,000
3	Goel Roadways	027838	21-12-16	35,000
4	Goel Roadways	027839	28-12-16	40,000
5	Goel Roadways	027840	07-01-17	35,000
6	Goel Roadways	027841	14-01-17	40,000
7	Goel Roadways	027842	21-01-17	35,000
8	Goel Roadways	027843	28-01-17	40,000

9	Goel Roadways	027844	07-02-17	35,000
10	Goel Roadways	027845	14-02-17	40,000
11	Goel Roadways	027846	21-02-17	35,000
12	Goel Roadways	027847	28-02-17	40,000
13	Goel Roadways	027848	07-03-17	35,000
14	Goel Roadways	027849	14-03-17	40,000
15	Goel Roadways	027850	21-03-17	35,000
16	Goel Roadways	027851	28-03-17	40,000
17	Goel Roadways	027852	07-04-17	35,000
18	Goel Roadways	027853	14-04-17	40,000
19	Goel Roadways	027854	21-04-17	35,000
20	Goel Roadways	027855	28-04-17	40,000
21	Goel Roadways	027856	07-05-17	35,000
22	Goel Roadways	027857	14-05-17	40,000
23	Goel Roadways	027858	21-05-17	35,000
24	Goel Roadways	027859	28-05-17	60,000
25	Goel Roadways	027860	07-06-17	65,000
26	Goel Roadways	027861	14-06-17	60,000
27	Goel Roadways	027862	21-06-17	65,000
28	Goel Roadways	027863	28-06-17	60,000
29	Goel Roadways	027864	07-07-17	65,000
30	Goel Roadways	027865	14-07-17	60,000
31	Goel Roadways	027866	21-07-17	65,000
32	Goel Roadways	027867	28-07-17	60,000
33	Goel Roadways	027868	07-08-17	65,000
34	Goel Roadways	027869	14-08-17	60,000
35	Goel Roadways	027870	21-08-17	65,000
36	Goel Roadways	027871	28-08-17	60,000
37	Goel Roadways	027872	07-09-17	65,000
38	Goel Roadways	027873	14-09-17	60,000
39	Goel Roadways	027874	21-09-17	65,000
40	Goel Roadways	027875	28-09-17	60,000
41	Goel Roadways	027876	07-10-17	65,000
42	Goel Roadways	027877	14-10-17	60,000
43	Goel Roadways	027878	21-10-17	65,000
44	Goel Roadways	027879	28-10-17	60,000
45	Goel Roadways	027880	07-11-17	65,000
46	Goel Roadways	027881	14-11-17	60,000
47	Goel Roadways	027882	21-11-17	65,000
48	Goel Roadways	027883	28-11-17	16256
				2,376,256

In view of the foregoing, learned counsel appearing on behalf of the petitioner seeks leave to withdraw the present petition, subject to the respondent company undertaking to honour the aforementioned cheques on presentation at

the appropriate time, and with liberty to revive the same in the event any of the above post-dated cheques are dishonoured upon presentation.

Mr. Amrash Kumar Jha, the Authorized Officer of the respondent company undertakes that the aforementioned cheques shall be honoured on presentation. The undertaking is accepted and shall also bind the respondent company.

The leave and liberty as prayed for is granted.

The petition and pending application stand disposed of accordingly.

SIDDHARTH MRIDUL, J

DECEMBER 07, 2016

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