

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :05.04.2017

CORAM

THE HONOURABLE MR. JUSTICE **K.KALYANASUNDARAM**

C.S.No.167 of 2017

M/s. MDL Engineering Private Limited
Having its place of business at
10/14, 8th Street,
Gopalapuram, Chennai 600 086.
Rep. by its authorized representative
Mr.G.Janakiraman ... Plaintiff

Vs.

Vestnes Ocean AS
69014 A Floro
Norway, Europe
Rep. by its Chief Executive Officer
Mr.Jonny Bjornse ... Defendant

PRAYER: This Civil Suit filed under Order VII Rule 1 of C.P.C. And order IV Rule 1 of O.S.Rules r/w Section 20(3) of the Specific Relief Act, 1963 praying for judgment and decree as follows:

(a) Granting a mandatory injunction directing the Defendant to execute the Project, i.e., work of design, supply and installation of modular accommodation space of naval ship of Indian navy under the tender of the Cochin Shipyard Limited, jointly in partnership with the Plaintiff in respect of the agreed scope of work of the Plaintiff as per the Schedule; (b) a permanent injunction restraining the Defendant, its director, officers, servants, agents, representatives and person or persons claiming through or under it from executing the project, i.e., work of design, supply and installation of modular accommodation space of naval ship of Indian navy under the tender of the Cochin Shipyard Limited, except jointly and in partnership and

collaboration with the Plaintiff in respect of its defined and agreed scope of work as per the Schedule; © directing the Defendant to pay the Plaintiff a sum of Rs.1,00,00,000/-as compensation for ill-treatment meted out by the Defendant to the Plaintiff and costs of the suit.

For Plaintiff : M/s.Rugan & Arya
for Mr.R.Murugan
For defendant : M/s. Fox MANDAL & Associates
for Mr.S.Aravindan

JUDGMENT

The learned counsel for the plaintiff has filed a memo, stating that the suit may be dismissed as settled out of Court and he has also made an endorsement to that effect.

2. In view of the endorsement made by the learned counsel for the plaintiff, the Civil Suit is dismissed as settled out of Court. The Registry is directed to refund half of the Court fee No costs.

सत्यमेव जयते

sd/.K.K.S.J

05.04.2017

//Certified to be a true copy//

Dated this the day of 2017.

P.M./15.06.2017

COURT OFFICER

From 25.09.2008 the Registry is issuing certified copies of the Order/Judgment Decree in this format.