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

+ RFA(OS) 69/2016

TOYOTA JIDOSHA KABUSHIKI KAISHA Appellant

Represented by: Mr.Pravin Anand, Advocate
with Ms.Vaishali Mittal,
Mr.Siddhant Chamola,
Ms.D.Neha Reddy, Advocates

versus

PRIUS AUTO INDUSTRIES & ORS Respondents

Represented by: Mrs.Pratibha M.Singh,
Sr.Advocate instructed by
Ms.Archana Sahadeva, Mr.Kapil
Midha, Advocates

+ RFA(OS) 62/2016

PRIUS AUTO INDUSTRIES LTD & ORS Appellants

Represented by: Mrs.Pratibha M.Singh,
Sr.Advocate instructed by
Ms.Archana Sahadeva, Mr.Kapil
Midha, Advocates

versus

TOYOTA JIDOSHA KABUSHIKI KAISHA Respondent

Represented by: Mr.Pravin Anand, Advocate
with Ms.Vaishali Mittal,
Mr.Siddhant Chamola,
Ms.D.Neha Reddy, Advocates

CORAM:

HON'BLE MR. JUSTICE PRADEEP NANDRAJOG

HON'BLE MR. JUSTICE YOGESH KHANNA

RFA(OS) 69/2016 & RFA(OS) 62/2016

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ORDER
12.01.2017

1. In view of the judgment dated December 23, 2016 the inevitable consequences has to be the RFA(OS) 62/2016 being allowed and RFA(OS) 69/2016 being dismissed.
2. We accordingly dispose of RFA(OS) 62/2016 setting aside the impugned decree awarding damages and costs against the appellant and in favour of the respondent.
3. The suit filed by the respondent is dismissed.
4. As regards RFA(OS) 69/2016 wherein the respondent seeks enhancement of damages the same is dismissed.
5. Parties shall bear their own costs all throughout.


PRADEEP NANDRAJOG, J


YOGESH KHANNA, J

JANUARY 12, 2017
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