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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CO.PET. 983/2016**
RARE HOSPITALITY AND SERVICES PRIVATE LIMITED

..... Petitioner

Through: Mr. Shivek Trehan and Mr. F. Ahmad
Khan, Advocates.

versus

**CUSHMAN & WAKEFIELD PROPERTY MANAGEMENT
SERVICES INDIA PVT.LTD**

..... Respondent

Through: Counsel along with Mr. Manuj Sharma,
Associate Director/Authorised
representative of the respondent-
company.

CORAM:
HON'BLE MR. JUSTICE SIDDHARTH MRIDUL
ORDER
% **10.04.2017**

Learned counsel appearing on behalf of the parties, state in unison, that the underlying dispute that led to the institution of the present petition has been amicably settled by and between the parties. The terms and conditions of the settlement are enshrined in the Deed of Declaration/Undertaking cum Settlement dated 07.04.2017, which is exhibited as 'Exhibit- C1'.

The aforesaid settlement dated 07.04.2017 entered into between the parties is lawful and the same is taken on record. The parties shall abide by the terms and conditions of the said settlement, without demur.

Counsel appearing on behalf of the respondent-company states that in pursuance of the aforesaid settlement dated 07.04.2017 the following post dated cheques have been handed over to the petitioner in court today:-

Cheque no.	Dated	Drawn on	Amount
671098	31.05.2017	The Hongkong and Shanghai Banking Corporation Ltd., 25	Rs.10,00,000/-

		Barakhamba Road, New Delhi- 110 001.	
671099	31.07.2017	- do-	Rs.11,07,454/-
671102	30.06.2017	- do-	Rs.10,00,000/-

Mr. Manuj Sharma, the authorized representative of the respondent-company, who is present in court, undertakes that the cheques shall be duly honoured and sufficient funds shall be maintained in the account at all relevant times. The said undertaking is accepted.

In view of the aforesaid settlement, learned counsel appearing on behalf of the petitioner seeks leave to withdraw this petition with liberty to revive the same in the event the terms of the settlement are not complied with by the respondent-company.

Leave and liberty granted. The petition is dismissed as withdrawn and disposed of accordingly.

SIDDHARTH MRIDUL, J

APRIL 10, 2017

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