

\$~5

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

+ **RFA 79/2017**

NAND KISHORE

..... Appellant

Through: Mr. Rajeev Saxena, Mr. Rachit Sahney, Mr. Manish Khurana and Ms. Namrata Chauhan, Advocates (M-9466593775) along with Appellant in person.

versus

LOVELY

..... Respondent

Through: Mr. Shekhar Kumar, Advocate. (M-9810763003)

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

%

31.05.2018

The mediation centre has reported that the matter has been settled. The settlement agreement dated 31st May, 2018 entered into between the parties is placed on record. The terms of the settlement are contained in paragraphs 7(a) to 7(i). All the three parties to the settlement agreement are present in Court. Settlement agreement is signed by the parties and their counsels. Settlement agreement is taken on record. The Court has perused the same. The same appear to be lawful. There is no impediment in recording the settlement agreement on the terms contained therein. The impugned judgment/decreed is modified in terms of the settlement. The settlement terms shall form part of the decree. The amount of Rs.3,50,000/- to be given on or before 31st May, 2018 has now been

complied with by the Appellant.

Rs.3,50,000/- has been handed over by the Appellant to the Respondent by way of demand draft in original to the Respondent.

The Respondent shall withdraw the execution proceedings. Parties agree that the sum of Rs.5,50,000/- shall be paid to the Respondent at the time of the withdrawal of the execution petition. The withdrawal shall take place between 15th August, 2018 to 30th August, 2018. To this extent, paragraph 7(b)(iii) of the settlement agreement is modified.

With this modification, the appeal is disposed of as settled. If there is any violation by any party, parties are given liberty to approach the Court.

PRATHIBA M. SINGH, J.

MAY 31, 2018

Rekha