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

+ **MAT.APP.(F.C.) 23/2017**

ASHIMA BAJPAI

..... Appellant

Through: Ms. Seema Misra, Advocate

versus

KINGSHUK DEY

..... Respondent

Through: Mr. P.N. Gautam, Advocate

CORAM:

HON'BLE MR. JUSTICE SIDDHARTH MRIDUL

HON'BLE MS. JUSTICE DEEPA SHARMA

ORDER

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23.02.2018

CM 6986/2018 (Withdrawal of Appeal)

The present application under Section 151 of the Code of Civil Procedure, 1908 instituted on behalf of the applicant/appellant seeks withdrawal of the accompanying appeal, in terms of the amicable out of court settlement arrived at between the parties.

Notice.

Mr. P.N. Gautam, learned counsel accepts notice on behalf of the non-applicant/respondent.

Learned counsel appearing on behalf of the parties invite our attention to the two Memorandums of Understanding dated 19.01.2018, arrived at between the appellant and the respondent and the appellant and parents of the respondent, respectively; to urge that the underlying dispute, which forms the subject matter of the present proceeding, has since been amicably resolved.

Counsel pray that the present application be allowed and the accompanying appeal be disposed of in terms thereof.

In view of the foregoing and for the reasons stated in the application, the same is allowed whilst leaving the parties to abide by the terms and conditions of the said Memorandums of Understanding, without demur.

The application is disposed of accordingly.

MAT.APP.(F.C.) 23/2017 & CM 6444/2017

In view of the order passed in CM No.6986/2018, the present appeal is disposed of. The pending application also stands disposed of.

The date already fixed i.e. 16.03.2018 stands cancelled.

SIDDHARTH MRIDUL, J

DEEPA SHARMA, J

FEBRUARY 23, 2018

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