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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 564/2017**

**DLF QUTUB ENCLAVE COMPLEX EDUCATIONAL CHARITABLE
TRUST & ORS** Plaintiffs

Through: Mr. Rajiv Nayyar, Sr. Adv. with Ms.
Meghna Mishra, Mr. Rohan Sharma
Mr. Kartik Nayar, and Mr. Ankit
Rajgarhia, Advocates.

versus

ARDEE HOUSING PVT. LTD. & ANR Defendants
Through: Mr. Ashok Chhabra, Advocate.

CORAM:
HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER
% **09.04.2018**

**I.A.No. 4513/2018 (U/o 23 Rule 3 CPC filed by parties) & CS(OS)
564/2017**

1. This is a joint application filed by the parties under Order 23 Rule 3 CPC. The application is signed by the parties and supported by the respective affidavits. Application is also signed by the counsels for the parties. The Memorandum of Settlement entered into between the parties on 14.3.2018 has been annexed.

2. Accordingly, though no decree is passed in the suit in terms of the Memorandum of Settlement dated 14.3.2018, but it is recorded that

parties will be bound by the terms of the Memorandum of Settlement dated 14.3.2018. This Court is also informed that parties have acted upon the terms of the Memorandum of Settlement.

3. Since the suit is withdrawn by a settlement before commencement of evidence, plaintiffs are held entitled to refund of 50% of the court fees as per Section 16-A of the Court Fees Act and Registry will issue the necessary certificate in favour of plaintiff no.1.

4. I.A and suit alongwith pending applications stand disposed of.

VALMIKI J. MEHTA, J

APRIL 09, 2018

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