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

+ OMP (COMM) 478/2019, IAs 7572/2020, 7573/2020 & 7574/2020
HINDUSTAN CONSTRUCTION COMPANY LTD

..... Petitioner

Through: Mr. Ankit Banati, Adv.

versus

NATIONAL HIGHWAY AUTHORITY OF INDIA

..... Respondent

Through: Ms. Gunjan S. Jain, Adv.

AND

+ OMP (COMM) 491/2019, IAs 7569/2020, 7570/2020 & 7571/2020
NATIONAL HIGHWAYS AUTHORITY OF INDIA

..... Petitioner

Through: Ms. Gunjan S. Jain, Adv.

versus

M/S HINDUSTAN CONSTRUCTION CO. LTD

..... Respondent

Through: Mr. Ankit Banati, Adv.

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER

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01.09.2020

IAs 7573/2020 & 7574/2020 in OMP (COMM) 478/2019

IAs 7570/2020 & 7571/2020 in OMP (COMM) 491/2019

Exemption allowed subject to all just exceptions.

Applications stand disposed of.

IA 7572/2020 in OMP (COMM) 478/2019

IA 7569/2020 in OMP (COMM) 491/2019

1. These are the applications filed by both the parties under Order XXIII Rule 3 CPC with the following prayers:-

“IA 7572/2020 in OMP (COMM) 478/2019

In view of the aforesaid facts and circumstances mentioned above, it is therefore, most respectfully prayed that this Hon'ble Court may kindly be pleased to: -

(a) Allow the present Petition to be withdrawn in light of the Settlement Agreement interse the parties;

(b) Pass any such further order(s) that this Hon'ble Court deem fit and proper in the facts and circumstances of the case.

IA 7569/2020 in OMP (COMM) 491/2019

In view of the aforesaid facts and circumstances mentioned above, it is therefore, most respectfully prayed that this Hon'ble Court may kindly be pleased to: -

(a) Allow the present Petition to be withdrawn in light of the Settlement Agreement interse the parties;

(b) Pass any such further order(s) that this Hon'ble Court deem fit and proper in the facts and circumstances of the case.”

2. The substantive petitions were filed by the petitioners challenging the Award dated April 15, 2019. It is submitted by the learned counsel for the parties that they have settled their *inter-se* disputes vide settlement agreement dated August 14, 2020.

3. Learned counsel for the parties states, in view of the settlement agreement, the petitions be treated as withdrawn. It is ordered accordingly. Applications are disposed of.

V. KAMESWAR RAO, J

SEPTEMBER 01, 2020/ak