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

+ **CS (COMM) 308/2018**

MARICO LIMITED

.....Plaintiff

Through : Mr. Zeeshan Ali Khan and Ms. Achal
Shekhar, Advs.

versus

AGRO TECH FOODS LIMITED

.....Defendant

Through : Mr. Achutham Sreekumar, Adv.

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

O R D E R

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08.09.2020

[Court hearing convened *via* video-conferencing on account of COVID-19]

I.A. No. 7890/2020

1. This is a joint application preferred by the parties under the provisions of Order XXIII Rule 3 read with Section 151 of the Code of Civil Procedure, 1908 [in short "CPC"].

2. The terms of settlement are set forth in paragraph 3 (i) to (vi) of the captioned application.

2.1 Besides this, counsels for the parties inform me that given the fact that they have settled their *inter se* disputes, the plaintiff has agreed to withdraw its rectification application *qua* the defendant's trademark registration bearing No.1852188.

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3. Counsel for the parties say that this joint statement should also form part of the settlement as it logically flows from what is agreed to and recorded in the captioned application.
4. To be noted, the captioned application bears the signatures of the authorized signatories/constituted attorneys of both, the plaintiff and the defendant as also bears the signatures of their respective counsel.
5. Furthermore, the application is supported by affidavits of the authorized signatories/constituted attorneys of the parties.
6. I have perused the terms of settlement. The terms of settlement are lawful.
7. Accordingly, as prayed, the suit is decreed in the terms of settlement recorded in paragraphs 3 (i) to (vi) of the captioned application.
- 7.1 The application will form part of the decree and the same will be marked as Exhibit – ‘X’.
- 7.2 A decree will be drawn-up in the aforesaid terms.
8. Consequently, all the pending application(s) shall stand closed.
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9. In view of the order passed in I.A. No. 7890/2020, the suit is decreed in terms of what is indicated hereinabove.
10. The case papers shall stand consigned to record.

RAJIV SHAKDHER, J

SEPTEMBER 08, 2020

pmc/KK

Click here to check corrigendum, if any

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