

Arun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
COMMERCIAL IP SUIT NO. 45 OF 2021
WITH
INTERIM APPLICATION NO. 384 OF 2021
IN
COMMERCIAL IP SUIT NO. 45 OF 2021
WITH
LEAVE PETITION NO. 140 OF 2020
IN
COMMERCIAL IP SUIT NO. 45 OF 2021
WITH
COURT RECEIVER'S REPORT NO. 145 OF 2021
IN
COMMERCIAL IP SUIT NO. 45 OF 2021**

Setco Automotive Ltd ...Plaintiff
Versus
Prabjot Singh Alwadhi ...Defendant

**Ayesha Pinto, with Rubeka Himayat, i/b Wadia Ghandy & Co, for the
Plaintiff.
Harshbir Singh Kohli, for the Defendant.**

ARUN
RAMCHNDRA
SANKPAL

Digitally signed by
ARUN RAMCHNDRA
SANKPAL
Date: 2021.10.26
10:46:48 +0530

CORAM: G.S. PATEL, J

DATED: 25th October 2021

PC:-

1. The Petition for leave under Clause XIV of the Letters Patent is made absolute.
2. The parties have settled their disputes. Consent Terms are tendered. The Consent Terms are taken on record and marked 'X' for identification with today's date. These are signed by the parties and their respective Advocates. The Defendant and his Advocate is present online. I am satisfied that the Consent Terms are in order, not contrary to law and have been drawn by the parties of their own volition in reflection of their true intentions.
3. The undertakings, if any, in the Consent Terms being accepted as undertakings to the Court.
4. The Commercial Suit is decreed and disposed of in accordance with the Consent Terms.
5. In view of this, the IA stands disposed of as infructuous.
6. A soft copy of the Consent Terms will be uploaded as the second order in the matter.
7. The Registry is to ensure that the hard copy of the signed Consent Terms is permanently retained on file as part of the record and is not sent for destruction in the ordinary course.

8. Drawn up decree/order is dispensed with. However, liberty to the parties to apply for a drawn up decree/order, if required.
9. Court fees are to be refunded in accordance with the Rules. For the purposes of Section 43 of the Maharashtra Court Fees Act and the proviso to that Section, today's date is the date of making a claim for repayment. The Prothonotary & Senior Master will issue a certificate for a refund of Court Fees computed according to the Rules. He will act on production of an authenticated copy of this order without requiring a separate application.
10. The Court Receiver's Report is disposed of.
11. The Court Receiver will stand discharged without passing accounts but on payment of his costs, charges and expenses to be paid by the Plaintiff within a period of two weeks from today.
12. All concerned will act on production of a digitally signed copy of this order.

(G. S. PATEL, J)