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

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Date of decision: 22.09.2021

+ CS(COMM) 574/2020 & I.As. 12678/2020, 853/2021, 4908/2021 & 8238-8239/2021

COLORBAR COSMETICS PVT. LTD Plaintiff
Through Mr.Ayush, Adv.

versus

DEEPAK JAIN & ORS. Defendants
Through Mr.Arun Kumar Jha, Adv. for
Defendant Nos.1 to 4.

CORAM:
HON'BLE MR. JUSTICE SURESH KUMAR KAIT

J U D G M E N T (oral)

1. The present suit has been filed by the plaintiff seeking permanent and mandatory injunction restraining the defendants from infringement of trade mark and copyright, passing off, dilution, acts of unfair competition, rendition of accounts/damages and delivery up.
2. Vide order dated 07.04.2021, the matter was referred to the Delhi High Court Mediation and Conciliation Centre (SAMADHAN) for making an effort to amicably resolve their disputes.
3. This court is informed that the parties have mutually settled their

disputes and the terms of the settlement have been incorporated in Settlement Agreement dated 17.09.2021, which is duly signed by both the sides/parties. The aforesaid Settlement Agreement dated 17.09.2021 has come on record.

4. Learned counsel for the plaintiff submits the terms of settlement are incorporated in Para-10 (a) to (s) of the aforesaid Settlement Agreement dated 17.09.2021 and the present suit be decreed in terms thereof.

5. Learned counsel appearing on behalf of defendants submit that the defendants undertake to abide by the terms of aforesaid Settlement Agreement dated 17.09.2021.

6. This Court has gone through the contents of the mediated Settlement Agreement dated 17.09.2021 and find it to be valid and lawful.

7. Accordingly, the present suit is decreed in terms of Settlement agreement dated 17.09.2021, which shall form part of decree. Decree sheet be accordingly drawn.

8. Needless to say, parties shall remain bound by the terms of the Settlement Agreement dated 17.09.2021.

9. In view of above, present suit and all pending applications are accordingly disposed of.

(SURESH KUMAR KAIT)
JUDGE

SEPTEMBER 22, 2021

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