

\$~Suppl.-16 & 17

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

- + CS (COMM) 397/2021, I.A.s. 10835/2021 (by the plaintiff under Order XXXIX Rules 1 & 2 read with Section 151 CPC for ad-interim injunction), 10836/2021 (by the plaintiff under Order II Rule 2 read with Section 151 CPC for leave to file separate suit/proceedings for recovery of dues and damages), 10837/2021 (by the plaintiff under Section 151 CPC for enlargement and extension of time for filing the Court fees to be filed with the suit) & 10838/2021 (Exemption)

HARISH WAILA

.....Plaintiff

Through: Mr. Vivek Sibal, Senior Advocate
with Mr. Rahul Sharma and Mr.
Jitender Ratta, Advocates

versus

DAKSHIN DILLI SWACHH INITIATIVE

.....Defendant

Through: None

- + CS (COMM) 398/2021, I.A.s. 10845/2021 (by the plaintiff under Order XXXIX Rules 1 & 2 read with Section 151 CPC for ad-interim injunction), 10846/2021 (by the plaintiff under Order II Rule 2 read with Section 151 CPC for leave to file separate suit/proceedings for recovery of dues and damages), 10847/2021 (by the plaintiff under Section 151 CPC for enlargement and extension of time for filing the Court fees to be filed with the suit) & 10848/2021 (Exemption)

RAJEEV ARORA

.....Plaintiff

Through: Mr. Vivek Sibal, Senior Advocate
with Mr. Rahul Sharma and Mr.
Jitender Ratta, Advocates

versus

DAKSHIN DILLI SWACHH INITIATIVE LTDDefendant

Through: None

Signature Not Verified

Digitally Signed By: AMULYA
Certify that the digital file and
physical file have been compared the
digital data is as per the physical file

CS (COMM) 397/2021 & CS (COMM) 398/2021

CORAM:
HON'BLE MS. JUSTICE ASHA MENON

ORDER
% **31.08.2021**

[VIA VIDEO CONFERENCING]

I.A. 10838/2021 (Exemption in CS (COMM) 397/2021)
I.A. 10848/2021 (Exemption in CS (COMM) 398/2021)

1. Allowed, subject to all just exceptions.
2. The applications stand disposed of.

CS (COMM) 397/2021, I.A.s. 10835/2021, 10836/2021 & 10837/2021
CS (COMM) 398/2021, I.A.s. 10845/2021, 10846/2021 & 10847/2021

1. Mr. Vivek Sibal, learned senior counsel for the plaintiffs submits that the plaintiffs are interested in working out an amicable settlement with the defendants and thus, seeks permission to withdraw the suits with liberty to file a fresh suit on the same cause of action, if the mediation talks fail. He further states that a letter in this regard has been sent to the defendant on 30th August, 2021, which has been filed yesterday only with the Registry. The said letter may be placed on this record, if that be so.
2. The suits alongwith pending applications are, accordingly, dismissed as withdrawn with the aforesaid liberty, as prayed for.
3. The order be uploaded on the website forthwith.


ASHA MENON, J

AUGUST 31, 2021/ak