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

+ **CS(COMM) 19/2023, I.A. 686/2023-Stay**

M/S SUNSHINE VELVET PRIVATE LIMITEDPlaintiff

Through: Mr. N. K. Bhardwaj, Mr. Bikash
Ghorai, Mr. Rahul Maratha and Mr.
Neeraj Bhardwaj, Advs.

versus

MR. RAMESH KUMAR JEEVRAJ LUNIYA & ORS.

.....Defendants

Through: Mr. Ravi Chauhan and Ms.
Chanderprabha Singh, Advs. for D-
1 & 2

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER
28.08.2024

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1. Learned counsels for parties submit that the parties have entered into a Settlement Agreement dated 23.08.2024 before the Delhi High Court Mediation and Conciliation Centre. The counsel for the parties further submit that their respective parties also support the terms of the aforesaid settlement.

2. The counsel for the respective parties confirm the terms of Settlement Agreement dated 23.08.2024 and identify the signatures of their respective clients and pray that the suit be decreed in the terms therein.

3. This Court has perused the terms of the Settlement Agreement dated 23.08.2024 as recorded *inter se* the parties and finds them to be



lawful.

4. As such this Court sees no impediment in decreeing the present suit on the basis of the terms contained in the Settlement Agreement arrived *inter se* the parties. The suit is thus decreed accordingly.

5. The parties shall remain bound by the aforesaid terms of Settlement Agreement dated 23.08.2024.

6. Learned counsel for the plaintiff prays for refund of court fees paid by the plaintiff in terms of Section 16 of the Court Fees Act, 1870 since the disputes between the parties have been settled amicably in terms of the Settlement Agreement.

7. This Court is of the view that since the disputes between the parties have been amicably settled, on an oral prayer made by the learned counsel for the plaintiff, refund of 75% of the court fees paid by the plaintiff is deemed justifiable.

8. Let a Certificate of refund of 75% of the court fees paid by the plaintiff be prepared by the Registry and handed over to the learned counsel for the plaintiff.

9. The present suit is decreed in terms of the Settlement Agreement dated 23.08.2024, which shall form part of the decree sheet.

10. Decree sheet be drawn up accordingly.

SAURABH BANERJEE, J

AUGUST 28, 2024/rr