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

+ **FAO(OS) (COMM) 6/2022**

AMPM FASHIONS PRIVATE LIMITED

..... Appellant

Through: Ms. Apurva Bhutani and Ms.
Neeharika Chauhan, Advocates

versus

AKASH ANIL MEHTA PARTNER OF AMPM DESIGNS & ANR.

..... Respondents

Through: Mr. Rajat Sehgal, Advocate
Ms. Manika Tripathy, Standing
Counsel for DDA with Mr. Ashutosh
Kaushik and Mr. Dishant Bhati,
Advocates for DDA

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **28.05.2024**

1. Present appeal has been filed challenging the judgment dated 9th November, 2021 passed by the learned Single Judge in I.A. No. 6026/2020 in CS(COMM) No. 272/2020.

2. Learned counsel for the parties state that the underlying suit being CS(COMM) No. 272/2020 has been decreed in accordance with the joint compromise application filed by the parties by the learned Single Judge vide orders dated 10th May, 2024 and 20th May, 2024. They, however, pray that the present appeal be disposed of in accordance with the Clause 3.3 of the settlement agreement, which reads as under:-



“3.3 That the parties jointly undertake to make a submission in the Appeal - FAO(OS)(COMM) No. 6 of 2022 titled as "AMPM Fashions Private Limited Vs. Mr. Akash Anil Mehta, Partner of AMPM Designs & Anr." pending before Hon'ble High Court of Delhi that the parties have settled their disputes and seek disposal of the Appeal with the observation from the Appellate Court that the Order dated 09.11.2021 passed by the Ld. Single Judge in I.A. No. 6026 of 2020 shall not act as a precedent for Plaintiff to pursue its rights under law to enforce their intellectual property rights against third parties.”

3. Keeping in view the aforesaid agreement between the parties, the present appeal is disposed of in accordance with the settlement agreement and the observation that the impugned judgment shall not act as a precedent for Plaintiff to pursue its rights under law to enforce their intellectual property rights against third parties.

ACTING CHIEF JUSTICE

MANMEET PRITAM SINGH ARORA, J

MAY 28, 2024/rhc