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

+ **RFA(COMM) 142/2024 & CM APPL. 22877/2024**

SACHDEVA GROUP THROUGH ITS PROPERITER SHRI NAVEEN
KUMAR SACHDEVA Appellant
Through: Mr R.C. Tiwari with Mr Raghvender
Singh, Advocates along with Mr Naveen
K. Sachdeva, proprietor in person.

versus

IRFAN HUSSAIN & ANR. Respondents
Through: Ms Niddhi, Advocate along with
respondent No.1 in person.

CORAM:
HON'BLE MR. JUSTICE RAJIV SHAKDHER
HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

03.05.2024

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[Physical Hearing/Hybrid Hearing (as per request)]

1. The appellant and respondent no. 1 are present in court.
2. After some arguments, the parties have agreed to settle their disputes.
- 2.1 Respondent no.1 has stated, in no uncertain terms, that he is willing to bring the dispute to an end if the appellant pays him Rs.7.5 lakhs towards full and final settlement of his claim.
3. Counsel for the appellant, on instructions, has agreed to pay Rs.7.50 lakhs to the respondents, in the manner adverted to hereafter, after adjusting the amount already paid on the previous date

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4. We may note that on the previous date i.e., 22.04.2024 the appellant had handed over Rs.1 lakh in cash to Ms Niddhi i.e., counsel for the respondents.

4.1 Respondent no.1 has affirmed that he has received the said sum from his counsel.

5. Furthermore, the appellant has handed over another tranche of Rs.1 lakh, *albeit* in cash to respondent no.1 in Court today.

5.1 Thus, in effect, what remains to be paid to the respondents against the settlement amount i.e., Rs.7.50 lakhs is Rs.5.50 lakhs.

6. The appellant has undertaken to pay (and the respondents have agreed to receive) the remaining amount in the following manner:

(i) Rs.1 lakh would be paid on or before 10.05.2024.

(ii) The remaining amount i.e., Rs.4.50 lakhs will be paid on or before 30.07.2024.

7. The said amount i.e., Rs.5.50 lakhs will be remitted to the bank account maintained by respondent no.1 with the Jangpura branch of Axis Bank Ltd. The details concerning the same are set forth hereafter:

7.1 Account No. 923010060914119, Account Holder's Name – Irfan Hussain, Branch Name – Axis Bank Ltd., Jungpura, Delhi-110011, IFSC Code- UTIB0003329.

8. It is made clear that in case a default is committed in complying with the terms of the settlement, the appellant will pay the entire decretal amount to the respondents.



9. The appellant will file an affidavit undertaking to adhere to the terms of the settlement as indicated above.
- 9.1 The affidavit will be filed within one week.
10. The appeal is disposed of in the aforesaid terms.
11. Consequently, pending applications shall also stand closed.

RAJIV SHAKDHER, J

AMIT BANSAL, J

MAY 3, 2024 / tr

Click here to check corrigendum, if any