



\$~7

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ FAO (COMM) 171/2024 & CM No.49733/2024

GAYATRI BAALIANAppellant
Through: Ms Fagun Sharma, Adv.

versus

PROMITA CHHABRA & ORS.Respondents
Through: Ms Manpreet Kaur and Ms Jaya
Goyal, Advs. for R-1.

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

ORDER

% **18.09.2024**

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

1. Learned counsel for the parties submit that *inter se* disputes of the parties have been settled. In this connection, our attention has been drawn to the settlement agreement dated 17.09.2024 [in short, "SA"] drawn up between the appellant and respondent no.1, i.e., the contesting respondent under the aegis of Delhi High Court Mediation and Conciliation Centre [in short, "Centre"].
2. We are told by learned counsel for the appellant that the remaining respondents are *proforma* parties.
3. As per the terms of the settlement, the appellant is required to pay Rs.16,00,000/- to respondent no.1 in full and final settlement of all claims, as adverted to in Clause 1 of the SA.



4. The appellant is required to pay the amount to respondent no.1 on or before 30.09.2024. Upon the payment of the said sum, the appellant will be obliged to withdraw the appeal. Consequent upon withdrawal of the appeal, respondent no.1 will withdraw the suit pending in the district court, i.e., CS (COMM) no. 356/2024.
5. We have examined the terms of the SA.
- 5.1 In our view, the terms of the settlement, as reflected in SA, are lawful.
6. The appeal shall stand dismissed as withdrawn with a caveat that the appellant will pay Rs. 16,00,000/- to respondent no. 1 on or before 30.09.2024.
7. Upon receipt of the said amount, respondent no.1 shall withdraw CS (COMM) no. 356/2024.
8. It is made clear that if parties do not act in terms of the SA, they would have liberty to revive the appeal.
9. Parties will act based on the digitally signed copy of the order.

RAJIV SHAKDHER, J

AMIT BANSAL, J

SEPTEMBER 18, 2024/aj

[Click here to check corrigendum, if any](#)