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

+ **CS(COMM) 799/2024 with I.A. 39563/2024, I.A. 47995/2024**

MANKIND PHARMA LIMITEDPlaintiff

Through: Ms. Saumya Bajpai and Ms. Pranjal,
Advocates.

versus

ALEMBIC PHARMACEUTICALS LIMITEDDefendant

Through: Ms. Archana Sahadeva and Ms.
Akshita Thapa, Advocates.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **12.12.2024**

I.A. 47995/2024 (u/O XXIII Rule 3 of CPC)

1. This is a joint application filed under XXIII Rule 3 of the Code of Civil Procedure, 1908 ('CPC') on behalf of the parties for recording terms of settlement between the parties. The application has been duly signed by the representatives of the plaintiff and the defendant.
2. Counsel for the parties point out that there is a typographical error in paragraph 5(a) of the application inasmuch as the present suit is to be decreed in terms of 'paragraph 3' of the application and not 'paragraph 4'.
3. The terms of the Settlement are recorded in paragraph 3 of the application.
4. I have gone through the terms of the Settlement and find the same to be lawful.



5. The parties shall remain bound by the terms of the Settlement.
6. The application stands disposed of.

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7. In view of the order passed above in I.A. 47995/2024, the present suit is decreed in terms of the aforesaid settlement.
8. The aforementioned application shall form part of the decree.
9. Let the decree sheet be drawn up.
10. Since the matter has been settled between the parties at an early stage, the Registry is directed to issue a certificate of refund of 100% of the Court Fees in favour of the plaintiff, in terms of Section 16 of the Court Fees Act, 1870.
11. The pending application(s) stand disposed of.

AMIT BANSAL, J

DECEMBER 12, 2024

Vivek/-