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

\+ CS(COMM) 547/2025 & I.A. 13882/2025 I.A. 30740/2025

GLAXOSMITHKLINE PHARMACEUTICALS LIMITED

.....Plaintiff

Through: Mr. Vardaan Anand, Ms. Ruchika Yadav, Advocates

versus

SANCHEM LIFE SCIENCES PVT. LTD. AND ANR

....Defendants

Through: Mr. Anubhav Mehrotra, Advocate for D-1

CORAM:
HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

O R D E R

% 08.12.2025

I.A. 30740/2025(joint compromise application under Order XXIII Rule 3 CPC)

1. This is an application under Order XXIII Rule 3 of the Code of Civil Procedure, 1908 [‘CPC’] jointly filed by the plaintiff and defendant nos. 1 & 2.

2. The application is duly signed by the parties and is supported with their affidavits.

3. Learned counsels for the parties jointly state that the terms of compromise are set out at paragraph ‘2’ of the captioned application.

4. Learned counsels for the parties jointly state that the suit for relief of permanent injunction to be decreed in terms of the prayer clause at paragraph 42(a) and (b) of the plaint.

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5. It is stated by the plaintiff that prayer clause (c) at paragraph 42 of the plaint is being withdrawn to pursue the said relief in appropriate proceedings before the appropriate forum.

6. It is stated by the plaintiff that the monetary reliefs in terms of prayer clauses at paragraph 42 (d), (f) and (g) of the plaint are not being pressed in view of the settlement arrived at between the parties.

7. With respect to prayer clause (e) it is stated that plaintiff has agreed that defendant will exhaust its existing stock within a period of two months from today.

8. Learned counsels for the parties pray for a decree on the aforesaid terms as set out in the application in terms of Order XXIII Rule 3 of CPC.

9. This Court has heard the learned counsels of the parties and also perused the compromise/settlement entered between the plaintiff and defendant nos. 1 & 2, recorded at paragraph '2' of the captioned application. This Court is satisfied that the said compromise satisfies the requirements of Order XXIII Rule 3 CPC. The compromise contained in the captioned application is lawful and therefore, there is impediment in decreeing the suit in terms of the settlement arrived at between the parties.

10. Consequently, the application is allowed and the suit is decreed in favour of the plaintiff and against the defendant in terms of paragraph '2' of the captioned application, and in terms of the prayer clause at paragraph 42 (a), (b) and (e) of the plaint.

11. The prayers at paragraph 42 (d), (f) and (g) of the plaint are dismissed as not pressed vis-à-vis the defendants.

12. The relief prayed for at paragraph 42(c) is disposed of as withdrawn with liberty reserved to the plaintiff.

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13. The Registry is directed to prepare a decree in terms of this Order. The memorandum of settlement set out at paragraph '2' of the captioned application shall form part of the decree.

14. Interim orders, if any, stand merged into the final decree.

15. Pending application are disposed of.

16. Future dates stand cancelled.

Refund of court fee

17. Learned counsel for the plaintiff states that in view of the compromise recorded between the parties and the early disposal of the suit, the plaintiff prays for a partial refund of the court fee deposited.

18. Keeping in view the aforesaid facts, the Registry is directed to refund 50% Court Fees in favour of the plaintiff within four (4) weeks, in accordance with law. The said direction has been passed having regard to Sections 16 and 16-A of the Court Fees Act, 1870, read with Section 89 of CPC.

19. The digitally signed copy of this order, duly uploaded on the official website of the Delhi High Court, www.delhihighcourt.nic.in, shall be treated as a certified copy of the order for the purpose of ensuring compliance. No physical copy of order shall be insisted by any authority/entity or litigant.

MANMEET PRITAM SINGH ARORA, J

DECEMBER 8, 2025/mt/IB

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