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

+ **CS(COMM) 626/2024**

JPM INDUSTRIES LIMITED

.....Plaintiff

Through: **Mr. Arpit Dudeja, Adv. (through vc)**

versus

JANGRA MOTOR JPM PRIVATE LIMITED AND

ORS.

.....Defendants

Through: **Ms. Yashika Khanna, Adv.**

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% 03.11.2025

I.A. 27127/2025 (application under Order XXIII Rule 3 CPC read with Section 151 CPC)

1. This is a joint application filed by the parties under Order XXIII Rule 3 Code of Civil Procedure, 1908 ('CPC') for recording the compromise arrived between the parties and seeking the passing of a decree based on the said compromise.
2. The application is duly signed by the parties and is supported by their affidavit.
3. Learned counsel for the parties jointly states that the parties have arrived at a settlement and the terms and conditions of the settlement are set out in the captioned application at paragraphs 1A to 1D.
4. Learned counsel for the plaintiff states that the damages stipulated at Clause C have already been paid over by the defendant to the plaintiff.
- 4.1 He prays that, accordingly, a decree for permanent injunction in terms



of prayer clause 55(1) of the plaint may be passed.

5. This Court has heard the learned counsels of the parties.

6. This Court has perused the compromise entered into between the plaintiff and defendant, recorded at paragraphs 1A to 1D of the captioned application, and 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 no impediment in decreeing the suit in terms of the settlement arrived at between the parties.

7. The statements and undertakings given by the parties are accepted by this Court, and the parties are held bound by the same.

8. Consequently, the application is allowed and the captioned suit is decreed qua in favour of the plaintiff and against the defendant in terms of the said settlement. A decree of permanent injunction is passed in terms of prayer clause at paragraph 55(1) of the plaint, and the terms of the application will also form part of the decree.

9. The remaining reliefs in the plaint are disposed of in terms of the settlement agreement.

10. The Registry of this Court is directed to prepare a decree in terms of this order.

Refund of court fees

11. 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.

12. Keeping in view the aforesaid facts, the registry is directed to refund 50% Court Fee in favour of plaintiffs within four (4) weeks, in accordance with law. The said direction has been passed having regard to Sections 16



and 16A of the Court Fees Act, 1870 (as applicable to Delhi).

13. Pending applications, if any, are disposed of.
14. Future dates stand cancelled.
15. Interim orders, if any, stand merged into the final decree.
16. 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

NOVEMBER 3, 2025/msh/AJ