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

+ **CS(COMM) 982/2024 with I.A. 44246/2024**

CATERPILLAR INC.

.....Plaintiff

Through: Mr. Essenese Obhan, Ms. Anjuri
Saxena and Ms. Raceme, Advocates.

versus

HYDROPOWER BANGALORE AND OTHERSDefendants

Through: Mr. Arjun Nayayan, Advocate for D-
1 and D-2.
D-3 and D-4 present in-person.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

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25.04.2025

1. Counsel for the parties submit that the parties have settled their dispute in mediation proceedings before the Delhi High Court Mediation and Conciliation Centre ('Mediation Centre').
2. The Settlement Agreement dated 7th April, 2025 (hereinafter 'Settlement Agreement'), which bears the digital signatures of the authorised representative of the plaintiff and the defendants, has been placed on record.
3. I have perused the terms of the Settlement Agreement and find the same to be lawful.
4. The parties shall remain bound by the terms of the Settlement Agreement.

This is a digitally signed order.

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5. Accordingly, the suit is decreed in terms of the Settlement Agreement.
6. The impugned goods seized by the Local Commissioner during the execution of the commission shall be destroyed by the defendants no.3 and 4 in the presence of the authorized representative of the plaintiff.
7. Counsel for the defendants no.1 and 2 submits that all infringing goods of the defendants no.1 and 2 have already been destroyed by the defendants no.1 and 2.
8. Let the decree sheet be drawn up accordingly.
9. The Settlement Agreement shall form part of the decree.
10. In view of the fact that the matter has been settled at the Mediation Centre, the Registry is directed to issue a certificate of refund of 100% of the Court Fees in favour of counsel for the plaintiff, in terms of Section 16 of the Court Fees Act, 1870 read with Section 89 of the Code of Civil Procedure, 1908.
11. All pending applications stand disposed of.

AMIT BANSAL, J

APRIL 25, 2025/

Vivek/-

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