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

+ **CS(OS) 872/2025 and I.A. 30255/2025, I.A. 31771/2025**

ASHOK KUMAR DILWALI & ANR.

.....Plaintiffs

Through: Mr Raghav Kacker, Mr Madhav Aggarwal and Mr Aayush Shukla, Advs.

versus

MOHIT DILWALI & ANR.

.....Defendants

Through: Mr Ribhav Pande, Adv for D-1 and 2.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDR KUMAR KAURAV

ORDER

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18.12.2025

I.A. 31771/2025 (JOINT APPLICATION U/O-23, RULE-3 TO PASS A DECREE IN TERMS OF SETTLEMENT)

1. The application has been filed jointly by plaintiffs and the defendants seeking decree in terms of the settlement arrived at amongst the parties.
2. Order XXIII, Rule 3 authorises the Court to pass a decree on a compromise wherein the parties to the dispute have made an arrangement to settle the dispute. It has been comprehensively stated in the provision that the settlement arrived at should meet the essentials laid down therein, namely, (i) the compromise is lawful (ii) it is reduced in writing (iii) it is duly signed by the parties arriving at the compromise.



3. The settlement has been agreed upon without fear or coercion and the parties appear to have entered into the settlement agreement on their own volition.

4. The Court is satisfied that the settlement has been arrived at between the parties following due procedure and meeting the essentials specified Order XXIII, Rule 3. Therefore, the parties shall be bound by the aforesaid settlement agreement.

5. The application stands allowed and is disposed of.

CS(OS) 872/2025 and I.A. 30255/2025

6. Consequent to the order passing in I.A. 31771/2025, the civil suit stands decreed in terms of the settlement.

7. Let the decree sheet be drawn up. The I.A. 31771/2025 shall form part of the decree.

8. The civil suit along with the pending application stands disposed of.

9. The Registry is directed to refund half of the Court Fees to the plaintiffs.

PURUSHAINDR KUMAR KAURAV, J

DECEMBER 18, 2025

aks/mj