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

+ **CS(COMM) 1287/2018**

MAKEMY TRIP (INDIA) PRIVATE LIMITEDPlaintiff

Through: Counsel (appearance not given)

versus

EASY TRIP PLANNERS PRIVATE LIMITED AND ORS.

.....Defendants

Through: Mr. Mayank Sharma, Mr. Jaspreet
S. Kapur and Mr. Rishabh Mishra,
Advs for D-1

Mr. Neel Mason, Mr. Ujjawal
Bhargava, Mr. Aditya Mathur and
Ms. Anuparana Chatterjee, Advs
for D-3

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

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24.04.2025

I.A.10266/25-Order XXIII Rule 3 CPC

1. By virtue of the present application under *Order XXIII Rule 3* read with *Section 151* of the Code of Civil Procedure, 1908 (**CPC**), the plaintiff is seeking consent decree in terms of the Settlement Agreement dated 20.03.2025.

2. At the outset, learned counsel for the plaintiff and the defendant no.1 submit that since the disputes *inter se* the plaintiff and the defendant no.1 herein have since been settled, the terms thereof have been reduced to writing in the form of the Settlement Agreement dated 20.03.2025,



which is forming part of the record.

3. Learned counsel for the plaintiff also submits that in view of the aforesaid Settlement Agreement dated 20.03.2025, the plaintiff does not wish to press for any other relief(s) *qua* defendant no.1.

4. Learned counsel of the plaintiff and the defendant no.1 confirm the terms of the Settlement Agreement dated 20.03.2025 and identify the signatures of their respective clients and pray that the suit be decreed in terms of the Settlement Agreement dated 20.03.2025.

5. This Court has perused the terms of Settlement Agreement dated 20.03.2025 as recorded *inter se* the plaintiff and the defendant no.1 and finds them to be lawful.

6. Accordingly, the present application is allowed and disposed of.

CS(COMM) 1287/2018, I.A. 17100/2018-Stay, I.A. 2661/2019-O 39 R 4 by D-3, I.A. 4926/2019-O 39 R 4 by D-2, I.A. 11270/2019-O 6 R 17 for amendment in the plaint

7. Since no specific relief(s) have been sought against the defendant nos.2 and 3 herein, in view of the Settlement Agreement dated 20.03.2025 arrived *inter-se* the plaintiff and defendant no.1, learned counsel for the plaintiff does not seek to press any relief(s) against the remaining defendant nos.2 and 3.

8. Accordingly, the present suit is decreed in terms of the Settlement Agreement dated 20.03.2025 *qua* defendant no.1.

9. Needless to mention, the plaintiff and the defendant no.1 shall remain bound by the terms of settlement as recorded in the Settlement Agreement dated 20.03.2025.

10. Decree sheet be drawn up accordingly.



11. Needless to mention, the Settlement Agreement dated 25.03.2025, shall form part of the Decree Sheet.

12. Accordingly, in view of the above, the present suit, alongwith the pending applications, stands disposed of.

SAURABH BANERJEE, J

APRIL 24, 2025/Ab