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

\# **CNR No. DLHC010179932021**

\+ CS(COMM) 239/2021

SAP SE .....Plaintiff

Through: Mr. Ranjan Narula, Mr. Shakti Priyan Nair, Ms. Gitanjali Vohra and Mr. Aakash Bhambri, Advs. (VC)

versus

SAP HANA SERVER ACCESS HYDERABAD AND ORS .....Defendants

Through: Appearance not given.

CORAM:
HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

O R D E R

% 02.11.2026

I.A. 30088/2026 (by the plaintiff under Order XXIII Rule 3 of CPC)

1. The suit is mainly against defendant nos.1 and 2, and except them, the other defendants are not the contesting defendants. The settlement *qua* the contesting defendants has already been arrived at, and accordingly, the contesting parties have filed an application seeking decree in terms of prayer made in para. 6 (a) to (p) of the present application.

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

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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 terms of prayer made in para. 6 (a) to (p) of the application.

5. In view of the aforesaid, the civil suit stands decreed in terms of the settlement agreement.

6. The Registry is directed to draw-up a decree sheet.

CS(COMM) 239/2021

1. In view of the order passed in I.A. 30088/2026, the civil suit stands disposed of.

2. The date earlier fixed, i.e., 05.11.2026, stands cancelled.

PURUSHAINDRA KUMAR KAURAV, J

NOVEMBER 2, 2026/P

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