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

\# **CNR No. DLHC010399422026**

\+ CS(COMM) 936/2026

CAPITAL FOODS PRIVATE LIMITED .....Plaintiff

Through: Mr. Dhruv Anand, Mr. Rohil Bansal and MR. Chirayu Prahlad, Advocates.

versus

PATSON FOODS (INDIA) PRIVATE LIMITED & ANR.

.....Defendants

Through: Mr. Swami Saran Goel, AR of the defendant No.1 & 2.

CORAM:
HON'BLE MR. JUSTICE A. J. BHAMBHANI

O R D E R

% 06.10.2026

I.A. 27651/2026

By way of the present application jointly filed under Order XXIII Rule 3 read with section 151 of the Code of Civil Procedure 1908, the parties seek a decree in terms of the settlement reached by them as comprised in para 4 of the application.

2. The application is supported by affidavit of both parties.

3. Mr. Swami Saran Goel, the Authorised Representative of the defendants is present in court.

4. The Letter of Authority dated 15.01.2026 has been filed alongwith the application.

5. Mr. Goel confirms that the defendants have settled the matter with the plaintiff as per the terms contained in the application. He further submits, that the defendants have agreed to suffer a decree of

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injunction, subject to the plaintiff dropping any claim as to the damages and costs.

6. The court has perused the terms of the settlement as set-out in para 4 of the present application; and is satisfied that the parties have resolved their *inter-se* disputes by way of a lawful agreement; and there is no impediment to the present application being allowed.

7. Accordingly, the terms of the settlement are taken on record. The parties are directed to remain bound by the said terms.

8. Application stands disposed-of.

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9. In view of the above, the suit is decreed in favour of the plaintiff and against defendants in accordance with the terms of settlement as narrated in I.A. No. 27651/2026.

10. The Registry is directed to draw-up a decree sheet. The terms of the settlement shall form part of the decree.

11. The suit is decreed and disposed-of in the above terms.

12. Pending applications, if any, also stand disposed-of.

13. At this stage, learned counsel appearing for the plaintiff seeks refund of the entire court-fee.

14. The matter is at a preliminary stage; and pleadings are not yet complete.

15. In view of the Court Fees (Delhi Amendment) Act, 2026 which came into effect on 06.03.2026, section 16-A of the Court Fees Act, 1870 (as was applicable to Delhi) has been omitted. Accordingly, section 16 of the Court-fees Act, 1870 would be applicable, which allows for refund of the *entire* amount of court fee affixed on the plaint.

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16. Accordingly, the Registry is directed to draw-up the requisite certificate in favour of the plaintiff for refund of the *entire* court fee affixed on the plaint within 02 weeks from today.

17. The date of 18.01.2027 given earlier before court stands cancelled.

18. The dated of 12.01.2027 before the learned Joint Registrar stands cancelled.

A. J. BHAMBHANI, J

OCTOBER 6, 2026
V.Rawat

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