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

+ **CS (COMM) 456/2022 & I.A. 10259/2022**

BRAJ MOHAN RATHORE Plaintiff

Through: Mr. Tanmaya Mehta, Mr. Ankit Virmani & Ms. Anunaya Mehta, Advocates with Plaintiff and his son Mr. Deepak Rathore in person. (M:9920090570)

versus

**MAHESH EDIBLE OIL INDUSTRIES LTD.
& ORS.**

..... Defendants

Through: Mr. Rohit Sharma & Mr. Ajay Garg, Advocates with Mr. Dinesh Rathore and Mr. Mahesh Rathore in person. (M:9958035522)

(12) **AND**

+ **CS (COMM) 313/2021 & I.As. 7928/2021, 7929/2021, 13311/2021**

MAHESH EDIBLE OIL INDUSTRIES LIMITED Plaintiff

Through: Mr. Rohit Sharma & Mr. Ajay Garg, Advocates.

versus

**MAHESH EDIBLE OILS PRODUCTS PRIVATE
LIMITED**

..... Defendant

Through: Mr. Tanmaya Mehta, Mr. Ankit Virmani & Ms. Anunaya Mehta, Advocates for B M Rathore Group.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% 01.08.2022

1. These are two suits arising out of disputes amongst the family members who are the children of Late Shri Ram Babu Rathore. Parties had



expressed their willingness to explore amicable resolution of disputes. Vide order dated 8th July, 2022, ld. counsel for the parties were directed to coordinate with each other and prepare a list of all the assets which are to be valued for the purpose of determining the share of each brother and their families. It was also directed by the Court that if there is any disagreement on some part of the list, the same shall be shown as a separate section in the list of the assets, indicating that the items are disputed. Mr. Dinesh Kumar Rathore, Mr. Mahesh Kumar Rathore, and Mr. Braj Mohan Rathore were directed to be present in court on the next date of hearing.

2. The three brothers along with Mr. Deepak Rathore, the son of the Plaintiff- Mr. Braj Mohan Rathore are present today. The matters have been taken in the chamber, in the presence of the parties and their counsels. A small note in terms of the order passed on the last date of hearing has been jointly presented by the ld. counsels for the parties which contains the

- i. 'agreed list of assets',
- ii. 'list of assets to be discussed' and
- iii. 'disputed list of assets'.

In respect of the second and third lists, discussion has taken place between the parties today as to the manner in which the same may be valued.

3. It is submitted on behalf of Mr. Braj Mohan Rathore that he is undergoing severe financial crunch due to the fact that he is no longer in the active management of the flagship company and he is compelled to run his own business. Considering his financial condition, the Defendants have agreed to pay, a sum of Rs.2.5 crores to Mr. Braj Mohan Rathore as a goodwill gesture by 8th August, 2022. The said amount would be adjusted in the final valuation, at the appropriate stage, and shall be subject to further



orders of this Court. It is clarified that no TDS shall be deducted on the said amount at this stage.

4. It is undertaken and agreed by Mr. Braj Mohan Rathore that he shall not cause any impediment or obstacle in the running of any of the plants of his brothers including Mahesh Edible Oil Industries Ltd. and Mahesh Edible Agro Oil Industries Ltd. or any of their plants located at Shamshabad, Kota and Alwar.

5. It is submitted by ld. counsels for the parties that there are various civil & criminal cases and complaints being filed by the parties against each other before police and other authorities. In view of the fact that a broad and overall settlement is being currently discussed between the parties, all the parties shall refrain from taking any precipitative action. In view of this, it shall also be ensured that the police or any other authorities also do not cause any disturbance in the operation or running of any of the companies, their businesses, factories or the family businesses of the parties.

6. List the matters on 22nd August, 2022 in Chamber at 4.00 pm. Parties who are present today shall be present on the next date as well. These are part-heard matters.

7. Parties agree to bring a tentative valuation of the assets, on the broad lines discussed today *qua* each of the categories of assets.

PRATHIBA M. SINGH, J.

AUGUST 1, 2022/dk/sk