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

+ **CONT.CAS(C) 942/2021 and CM APPL.45460/2021**

M/S GENERAL AGENCIES (INDIA) LTD Petitioner

Through: **Mr. Ramesh Pandey, Adv. along with
Chairman of petitioner in person.**

versus

**DELHI KANPUR GONDIA TRANSPORT COMPANY (REGD.) &
ANR.** Respondents

Through:

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

29.07.2022

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1. The present petition has been filed alleging contempt of the order/judgment dated 02.08.2013 passed in RFA No.283/2011. Vide the said order/judgment, the said RFA had been disposed of by this court binding the parties to the inter-se agreement arrived at between them.

2. Attention is drawn to the settlement agreement dated 31.05.2013, in terms of which an agency agreement was executed before the parties, under which a minimum commission was to be paid by the respondent to the petitioner for a period of ten years. Specific attention has been drawn to Clause-6 and 13 of the said agency agreement. It is submitted that since March, 2020, the respondent is in breach of the obligation to pay the commission in terms of the aforesaid agreement.

3. Attention is also drawn to the legal notice dated 26.03.2020 addressed by the petitioner to the respondent. It is submitted that despite the said legal



notice, the respondent continues to be in breach of his obligation under the agency agreement and has paid only a miniscule amount to the petitioner.

4. Issue notice to the respondents, on necessary steps being taken by the petitioner, through all permissible modes, including electronically, returnable on 10.02.2023. *Dasti* in addition.

SACHIN DATTA, J

JULY 29, 2022/cl