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

+ **CS(COMM) 926/2022 & I.A. 22475/2022**

DOMS INDUSTRIES PRIVATE LIMITEDPlaintiff

Through: **Mr. Raghu Vinayak Sinha, Advocate.**

versus

M/S AMRIK SINGH AND SONS & ORS.Defendants

Through: **Mr. Divakar Singh and Mr. Chetan Rathor, Advocate for D-1.**

Mr. Harsh Khanna and Mr. Sandeep Khanna, Advocates for D-3 and D-4.

Mr. Kamlesh Anand and Mr. Ajay Khatana, Advocate for D-5.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

30.01.2025

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1. The matter has been settled between the plaintiff and the defendant no.1 in mediation proceedings before the Delhi High Court Mediation and Conciliation Centre.
2. The Settlement Agreement dated 29th may, 2024 (hereinafter "Settlement Agreement"), which bears the signatures of the authorized representatives of the plaintiff and the defendant no.1, has been placed on record.
3. I have gone through the terms of the settlement and do not find anything unlawful therein.
4. The parties shall remain bound by the terms of the Settlement Agreement.
5. In view of the above, the present suit is decreed in favour of the plaintiff



and against the defendant no.1 in terms of prayer clauses (a), (b) and (c) of the plaint.

6. The Settlement Agreement shall form part of the decree.

7. An affidavit of undertaking has been filed on behalf of the defendant no.2, wherein it is stated that the defendant no.2 has never dealt with the infringing products nor does it intend to deal with the same.

8. Counsel for the defendant no.5 makes a similar statement that defendant no.5 has never dealt with the infringing products nor does it intend to deal with the same.

8.1 The aforesaid statement is taken on record.

9. In view of the above, a decree of permanent injunction in terms of prayer clauses (a), (b) and (c) of the plaint is passed in favour of the plaintiff and against the defendants no.2 and 5.

10. Counsel for the plaintiff does not press for the remaining reliefs sought in the plaint *qua* the defendants no.2 and 5.

11. Let the decree sheet be drawn up *qua* the defendants no.1, 2 and 5 in the aforesaid terms.

12. In view of the above, the suit has to proceed only against the defendants no.3 and 4.

13. The defendants no.3 and 4 have filed their written statements.

14. List before the Joint Registrar on 20th March, 2025 for marking of exhibits.

15. List before the Court on 15th May, 2025 for framing of issues.

AMIT BANSAL, J

JANUARY 30, 2025

Vivek/-