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%19.06.2009

Present: Mr. Sajia Said, Advocate for the plaintiff.

Mr. Kishore M. Gajaria, Advocate for the defendants.

**+ IA No.7964/2009 (u/O 23 R 3 CPC) in C.S.(OS) No.1052/2009**

The joint application has been filed on behalf of parties under Order 23 Rule 3 CPC r/w 151 CPC for settlement. The terms and conditions are mentioned in para 2 of the application which is duly signed by the parties as well as their respective counsels. The application is also supported with the affidavits of the parties. The parties shall remain bound by the terms and conditions mentioned in the application. The suit of the plaintiff is accordingly decreed in terms of para 41-I. The plaintiffs forego the other reliefs claimed in this para 41. The present application is allowed. The decree be drawn accordingly.

The goods seized by the Local Commissioner as per order dated 28<sup>th</sup> May, 2009 are released to the defendants in view of the settlement.

The suit and the pending application stand disposed of.

  
**MANMOHAN SINGH**  
**(VACATION JUDGE)**

**JUNE 19, 2009**

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Present: Ms. Safia Said, Adv. for Defendants No.5 to 9.

+ **IA No. 3451/2010 in CS (OS) 1052/2009**  
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For the reasons stated in the application, same is allowed. The order dated 19<sup>th</sup> June, 2009 is modified to the extent that the decree sheet may be drawn in terms of the paragraph 42(I) of the plaint. IA is disposed of.

  
MANMOHAN SINGH, J.

**March 19, 2010**

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