

CS 66/22

GOVER DHAN CHAUHAN Vs. DR RAM BABU RASTOGI
AND ORS

17.03.2026

Present: Mr. Dinesh Lal and Ms. Chitwan Tomar, Ld. Counsel for plaintiff.
Ld. Counsel for D-1 through V.C.
Ld. Counsel for D-2 and D-3.

Counsel for plaintiff submits that D-2/Sachin Dagar is also Director of Balaji Institute of Hotel Management and Science and D-3 is the said institute. Counsel for D-2 and D-3 has filed a joint written statement and he submits that he is entering appearance for both the said defendants. The vakalatnama filed on record by Mr. Rajender Singh (Counsel for D-2 and D-3) does not specify the particulars of D-2 and D-3. Let a fresh vakalatnama be filed on behalf of D-2 and D-3.

Plaintiff is directed to correct the memo of parties so as to clearly show that D-3 is the above named institute. Let fresh memo of parties be filed within 2 weeks from today.

Written statement on behalf of D-2 and D-3 has been filed on 25.02.2026. But, I may note that the right of D-2 to file written statement was closed when the matter was called on the said date. Still, in the interest of justice and with the consent of counsel for plaintiff, the said written statement is taken on record subject to cost of Rs. 5000/- to be paid to plaintiff.

D-2 was earlier directed to appear in person. The said order was not complied.

One more opportunity granted to D-2 to appear physically in person.

Plaintiff to address arguments as to how the present suit is maintainable qua D-1 as there is no prayer sought from D-1.

List for appearance of D-2, filing of proper memo, filing of proper vakalatnama on behalf of D-2 and D-3 and for arguments qua maintainability of suit qua D-1 on 13.04.2026.

Also list for framing of issues on next date.

Aashish Gupta
DJ-01/NE/KKD/DELHI
17.03.2026