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EX 369/19

S.S. MANN Vs.

IILM ACADEMY OF HIGHER LEARNING

10.12.2020

Matter taken up through CISCO Webex in pursuance of order of Hon'ble High Court of Delhi bearing No. 26/DHC/2020 Dated 30.07.2020 and further Circular bearing No. Admn./2020/SED/7783-7858 Dated 02.08.2020 issued by Ld. District & Sessions Judge, South-East District, Saket, New Delhi.

Present: Sh. Aman Dhyani, Counsel for DH

Steps not taken by the DH for service of notice under Order XXI R 41 CPC.

Counsel for DH submitted that he has contacted the Ld. Counsel for JD who is representing JD in other case who informed him that he is no more a counsel for JD in any case.

Let fresh notice under Order XXI Rule 41(2) CPC be also issued to the JD in terms of the Order dated 05.08.2020 passed by Hon'ble High Court in case titled as M/s. Bhandari Engineers & Builders Pvt. Ltd. Vs. M/s. Maharia Raj Joint Ventures & Ors., Ex. 275/2012 & Ex. Appl. (OS) 193/2020 and M/s. Bhandari Engineers & Builders Pvt. Ltd. Vs. You One Maharia (JV) Delhi & Ors. Ex. 276/2020 to file an affidavit of assets and income as on the date of cause of action, date of decree / award as well as on the date of swearing of the affidavit in Form 16A of Appendix E under Order XXI R 41(2) r/w the mandate of the judgment as noted above in the applicable format alongwith documents for 09.04.2021. JD is directed to file the necessary affidavit within 30 days upon receipt of the notice.

(Shelly Arora)
ADJ-1 (South East) Saket
New Delhi/10.12.2020