

MR HAMESH MADAAN Vs. ARCELOR MITTAL KRYVYI RIH
20.10.2023

Present: Sh. Hemant Sharma, Ld counsel for plaintiff through VC.

Ld counsel submits that he has filed the affidavit on the
NDOH.

Put up for consideration at 2.15 pm.

(SHIV KUMAR)
ADJ-02, West Dist. Tis Hazari Courts
Delhi:20.10.2023

At 2.30 pm

Present: Sh. Hemant Sharma, Ld counsel for plaintiff through VC.

Two affidavits of Plaintiff Hamesh Madaan and his daughter Yashika Madaan regarding service of summons to the defendant have been filed by ld counsel for the plaintiff on 25.09.2023. In both affidavits, it is stated that on 14.07.2023, plaintiff and his daughter went to the office of the defendant at the given address of United Kingdom but the person who is present in the office of the defendant refuse to receive the summons and thereafter, summons was also sent to the defendant at his Landon address by the post “Royal Mail Special Delivery Guaranteed” on 26.07.2023 and was successfully delivered to the defendant on 27.07.2023. He also stated in the affidavit that summons to the defendant has also been sent through

DHL courier service and duly received by the defendant on 04.09.2023. Plaintiff has also attached photographs taken at the office of the defendant on 14.07.2023, his copy of passport containing entries with respect to his visit to Landon and Turkey, postal receipts, copy of certificate of posting, copy of tracking report, copy of postal receipt of DHL courier service and tracking report of courier service.

I have perused the affidavits as well as above-said documents from the above-mentioned documents and affidavit, it is established that summons has duly served to the defendant on 14.07.2023 when refusal was made to receive the summons, on 27.07.2023 as per tracking report Annexure A-5 and tracking report of courier service Annexure A-7. Despite service none has appeared on behalf of the defendant. More than 90 days have been passed since 14.07.2023.

In view of the same, defendant is proceeded ex parte.

Put up on **06.02.2024** for ex parte PE.

(SHIV KUMAR)
ADJ-02, West Distt.Tis Hazari Courts
Delhi:20.10.2023