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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(COMM) 62/2023

GUPTA AND GUPTA PVT LTD

.....Plaintiff

Through: Ms. Jaya Bajpai, Ms. Maryam
Beg, Advocates

versus

KHAN CHACHA HYDRABADI BIRYANI AND ORS

.....Defendant

Through: Mr. Sarthak Sharma (VC),
Advocate for D-25.

Ms. Mitali Umat(VC), Advocate
for D-26.

CORAM:

JOINT REGISTRAR (JUDICIAL) Dr. AJAY GULATI

ORDER

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23.09.2024

I.A. No. 40150/2024 filed by the plaintiff to strike out the name of defendant no. 29 from the array of parties.

1. For the reasons stated in the application, application is allowed. Name of defendant no. 29 is directed to be striked out from the array of parties. IA stands disposed off. Amended memo be filed within two weeks.

I.A. No. 40151/2024 filed by plaintiff for substituted service of defendant no. 28.

2. Ld. Counsel for the plaintiff submits that despite efforts to serve defendant no. 28 at the address which is available with the plaintiff, service of summons could not be effected on defendant no. 28. Consequently, having due regard to the submissions, the application is allowed. Since defendant no. 28 is stated to be a



resident of Navi Mumbai, he is served by way of publication in the “Times of India”, Maharashtra Edition. Steps be taken within two weeks. IA is disposed off.

Dr. AJAY GULATI
(DHJS),

JOINT REGISTRAR (JUDICIAL)

SEPTEMBER 23, 2024/sk

[Click here to check corrigendum, if any](#)