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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 62/2023**
GUPTA AND GUPTA PVT LTD Plaintiff

Through: Mr. Gurinder Pal Singh,
Mr. Sidharth Borah, Ms. Jaya
Bajpai (VC), Advocates

versus

KHAN CHACHA HYDRABADI BIRYANI AND ORS
..... Defendant

Through: Mr. Arjun Maheshwari (VC),
Advocate for D-25.

Mr. Abhay Pratap Singh,
Ms. Mitali Umat (VC),
Advocates for D-26.

CORAM:
JOINT REGISTRAR (JUDICIAL) Dr. AJAY
GULATI (DHJS)

% **ORDER**
16.05.2024

Inadvertently, in the last order, it has been recorded that replication to the written statement of defendant no. 25 is lying under objections and plaintiff has not taken steps to remove the objections. Infact, as has been pointed out today, plaintiff's application for seeking condonation of delay was withdrawn on 22.12.2023 before the Hon'ble Court. Consequently, replication of plaintiff to the written statement of defendant no. 25 cannot be taken on record.

Defendant nos. 2 to 7, 10, 12, 15 to 17 and 21 to 24 have been served through the substituted mode by way of publication in newspaper "*The Times of India*", edition dated 22.11.2023. No written statement has been filed on their behalf despite the



maximum permissible period to file the same having expired. Consequently, their respective rights to file a written statement stand closed.

Ld. Counsel for the plaintiff prays for issuance of *dasti* summons to serve defendant nos. 28 & 30. Allowed as requested. PF be filed within a week.

So far as defendant no. 29 is concerned, ld. Counsel for the plaintiff submits that in view of the fact that it could not be served since it has left the given address, plaintiff shall be taking further steps to serve defendant no. 29 through the appropriate mode.

Put up for service / completion of pleadings on 27.08.2024.

**Dr. AJAY GULATI (DHJS),
JOINT REGISTRAR (JUDICIAL)**

MAY 16, 2024/sk

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