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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CS(OS) 70/2022 and IA No. 2064/2022 (application filed by the plaintiffs u/O XXXIX Rule 1 and 2 r/w Section 151 CPC for ad-interim ex-parte injunction)

GYANENDER

..... Plaintiff

Through: Mr. B.S. Bartwal, Advocate appeared physically

versus

DEVENDER DABAS & ORS.

..... Defendants

Through: Mr. Nitin Kumar Solanki, Advocate for Defendant no.1 appeared physically

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER
21.07.2022

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Matter is taken up through physical hearing as well as video conferencing.

CAV 29/2022

It has already been mentioned in the order of this court dated 21.04.2022 that the CAV has already been disposed off by the Hon'ble Court vide order dated 07.02.2022, but it is still reflecting in the cause list.

Registry is directed not to list this CAV again in the cause list.

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As per file noting, summons were sent to defendant nos. 2 and 3 by way of whatsapp. But no one came to collect the summons by other mode.

Learned counsel for the plaintiff has stated that due to his ill health, he could not take steps for service of defendant nos. 2 and 3.

At request, fresh summons be issued to defendant nos. 2 and 3 on filing of PF within seven days, by all permissible modes including electronic mode and *dasti*. Affidavit of service be filed atleast one week before the next date of hearing.

Learned counsel for the plaintiff has stated that he has supplied the complete set of paper book to learned counsel for defendant no.1 on 02.05.2022, but defendant no.1 has not filed any written statement or reply to IA till date.

Put up for report of service of unserved defendant nos. 2 and 3/ further hearing on 18th November, 2022.

**TYAGITA SINGH, (DHJS)
JOINT REGISTRAR (JUDICIAL)**

JULY 21, 2022
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