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

+ **CS(COMM) 191/2025 & I.A. 6118/2026**

AQUALITE INDUSTRIES PRIVATE LIMITEDPlaintiff
Through: Mr. Vishesh Tomar, Adv. (Proxy
Counsel) (Through VC)

versus

COMPASS INDIA FOOD SERVICES PRIVATE LIMITED
.....Defendant
Through: Mr. Muneeb Rashid Malik and Mr.
Rohit Prakash, Adv. (Through VC)

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER
11.03.2026

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I.A. 6118/2026

1. The present application has been filed under Order VIII Rule 10, read with Section 151 of the Code of Civil Procedure, 1908 ("CPC"), on behalf of the plaintiff to strike out the defence of the defendant, and to take off the written statement filed by the defendant from the record.
2. Learned counsel appearing for the plaintiff submits that on perusal of the written statement filed by the defendant, it transpires that the Board Resolution dated 04th December, 2023, filed along with the written statement, authorizes two persons, namely, Mr. Vikas Chawla and Ms. Paramita Bagchi, to contest and plead the case on behalf of the defendant company. However, the written statement itself has been filed by one Mr. Arvind Yadav, who is nowhere authorized by any resolution of the



defendant company.

3. It is submitted that the defendant has failed to file any cogent proof to show that said Mr. Arvind Yadav is the authorized representative, as the board resolution annexed along with the written statement reflects the name of some other persons.
4. Issue notice. Notice is accepted by learned counsel appearing for the defendant.
5. Let reply be filed within a period of four weeks, from today.
6. Rejoinder thereto, if any, be filed within a period of two weeks, thereafter.
7. List before the Joint Registrar (Judicial) on the date already fixed, i.e., 28th March, 2026.

MINI PUSHKARNA, J

MARCH 11, 2026/SK