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

+ **CS(COMM) 216/2024 & I.A. No. 34687/2024**

SUNFLAME ENTERPRISES P. LTD.

.....Plaintiff

Through: Mr. Sachin Gupta with Mr. Manan
Mondal and Mr. Prashansa Singh,
Advocates.
(M): 9811180270
Email: info@litlegal.in

versus

KITCHENOPEDIA APPLIANCES P. LTD. & ANR.Defendants

Through: Mr. Mohit Goel with Mr. Sidhant
Goel, Mr. Abhishek and
Mr. Kartikeya Tandon, Advocates.
(M): 9716746496

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

% 29.07.2024

I.A. No. 34687/2024 (Application under Order VIII Rule 10 CPC read with Section 151 CPC seeking closing the right of the defendants to file written statement and to pronounce judgment)

1. The present application has been filed under Order VIII Rule 10 read with Section 151 of the Code of Civil Procedure, 1908 ("CPC"), seeking to close the right of the defendants to file written statement and to pronounce judgment.

2. Perusal of the order dated 08th May, 2024, shows that summons in the present matter were issued only on 08th May, 2024.



3. At this stage, learned counsel appearing for the plaintiff submits that he shall be satisfied, if it is noted that the summons were accepted by the defendants on 08th May, 2024.

4. Perusal of the said order shows that the defendants were indeed present in the Court on 08th May, 2024.

5. Accordingly, it is recorded that summons in the suit were accepted on 08th May, 2024 and order dated 08th May, 2024 shall be read, to include that the defendants accepted the summons on the said date, i.e., 08th May, 2024.

6. With the aforesaid directions, the present application is disposed of.

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7. Learned counsel appearing for the plaintiff submits that the matter is next listed before the Court on 19th September, 2024. However, he submits that he would not be able to appear physically on the said date. Thus, he requests, that some other date be given.

8. Accordingly, list the present matter before Court on 08th November, 2024.

9. The next date of hearing of 19th September, 2024, stands cancelled.

MINI PUSHKARNA, J

JULY 29, 2024

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