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

+ CS(COMM) 303/2024, I.A. 8132/2024-Stay, I.A. 8133/2024-by plaintiff for discovery, I.A. 38508/2024-Delay 119 days in filing written statement.

DOMINOS IP HOLDER LLC & ANR.Plaintiffs

Through: Ms. Vareesha Irfan, Advocate

versus

MS DOMINO PIZZA & ORS.Defendants

Through: Mr. Subham Shekhar, Mr.
Himanshu Singh, Mr. Kumud Jha,
Mr. Uttam Kumar and Mr.
Shubham Kumar, Advocates for D-
1 to 6

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

% **11.09.2024**

I.A. 38493/2024-by D-10 U/O 1 R 10(2), CPC

1. By virtue of the present application, learned counsel for defendant no.10 seeks deletion of the said defendant no.10 from the array of parties.
2. Issue notice.
3. Learned counsel for plaintiffs submits that she does not has any objection with the present application.
4. Accordingly, for the reasons stated, as also, in view of the statement made by the learned counsel for plaintiffs, the present application is



allowed and the name of defendant no.10 is deleted from the array of the parties.

5. The said application is disposed of in the above terms.

CS(COMM) 303/2024

6. Let the amended memo of parties be filed by the learned counsel for plaintiffs within a period of one week.

7. Learned counsel for the plaintiffs and defendant nos. 1 to 6 submit that the parties are on the verge of arriving at a final settlement *inter se* themselves.

8. Since, the right of the defendant no.7 for filing written statement has already been closed vide order dated 05.09.2024, and also, there is no appearance on behalf of the said defendant, the defendant no.7 is proceeded *ex parte*.

9. Accordingly, renotify on 23.10.2024.

SAURABH BANERJEE, J

SEPTEMBER 11, 2024/Ab