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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(COMM) 254/2020; IA No. 5585/2020; IA No.4148/2021
& IA No. 4149/2021

M/S ROMESH INDUSTRIES

.....Plaintiff

Through: Mr. Aman Dhyan & Ms. Kanchan
Semwal, Advs. (through VC).

versus

R.K. KHULLAR AND CO. & ORS.

.....Defendant

Through: Mr. Atul Ahuja, Adv. for D-1 & 3.

*(Defendants were proceeded ex-
parte vide order dated 19.03.2021)*

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

O R D E R

26.04.2023

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**I.A.No.4148/2021 [under Chapter VII Rule 3 of the Delhi
High Court (Original Side) Rules, 2018 r/w Order VIII
Rule 10 CPC filed on behalf of the plaintiff] &**

1. As per office noting, nothing fresh has been filed.
2. No reply to captioned IA filed on behalf of defendants no.1 & 3. Time sought. Let the same be filed within four weeks as last opportunity and rejoinder thereto be filed within two weeks thereafter.
3. Re-notify the captioned IA for completion of pleadings and further proceedings on **24th July, 2023.**

I.A.No.5585/2020 (under Order XXXIX Rule 1 & 2 CPC)

1. Reply has already been filed by the defendant no.1 & 3.
2. No rejoinder qua the captioned IA filed on behalf of the plaintiff. Time sought.



3. Last opportunity is granted to the plaintiff for filing rejoinder qua the captioned IA within four weeks.
4. Re-notify the captioned IA for completion of pleadings and further proceedings on **24th July, 2023**.

CS(COMM) 254/2020

1. Written statement has already been filed by defendants no.1 & 3.
2. No application for condonation of delay in filing written statement has been filed on behalf of defendants no.1 and 3.
3. No application for setting-aside ex parte order has also been filed on behalf of defendants no.1 and 3.
3. Time sought on behalf of defendants no.1 and 3 for filing application for condonation of delay. The defendants no.1 and 3 may file appropriate application as per law within four weeks subject to cost of Rs.3,000/- to be paid to the plaintiff. Cost not paid, same be paid on or before next date of hearing.
4. As per office noting, affidavit of admission/denial of documents filed on behalf of defendants no.1 to 3 vide diary no.694960 dated 21.04.2022 is still lying under objection. Let appropriate steps be taken as per law.
5. It is submitted that the defendant no.2 was no more when the present suit was filed against him.
6. Re-notify the present matter for further proceedings on **24th July, 2023**.

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

APRIL 26, 2023/v

Click here to check corrigendum, if any