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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(COMM) 449/2023 with I.A. 18868/2023, I.A. 21707/2023, I.A. 4886/2024 and I.A. 5631/2024

**GUJARAT COOPERATIVE MILK MARKETING FEDERATION
LIMITED & ANR.**Plaintiffs

Through: Mr. Abhishek Singh, Mr. J. Amal
Anand, Mr. Elvin Joshy, Ms. Alisha
Sharma and Mr. Shashwat Tyagi,
Advocates

versus

AMUL ANIMAL FEEDS & ORS.Defendants

Through: Mr. Sauhard Alung, Advocate for D-2
Ms. Ritika Vohra and Ms. Amber
Tickoo, Advocates for Indiamart/D-4
Ms. Anumeha Singhai, Advocate for
D-7

**CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL**

ORDER

% **19.11.2024**

I.A. 5631/2024 (seeking condonation of delay of 87 days in filing reply)

1. This application has been filed by the plaintiff no.2 seeking condonation of delay of 87 days in filing the reply to I.A. no.21707/2023.
2. For the reasons stated in the application, the delay of 87 days in filing the reply is condoned and the same is taken on record.
3. Application stands disposed of accordingly.

I.A. 18868/2023 (seeking condonation of delay of 10 days in filing replication)

4. This application has been filed by the plaintiff no.2 seeking



condonation of delay of 10 days in filing the replication.

5. Given the period of delay and for the reasons stated in the application, the delay of 10 days in filing the replication is condoned and the same is taken on record.

6. Application stands disposed of accordingly.

I.A. 21707/2023 (seeking deletion from the array of parties on behalf of defendant No.6)

I.A. 4886/2024 (seeking deletion from the array of parties on behalf of defendant No.4)

7. Both these applications have been filed on behalf of the defendant no.6 and defendant no.4 respectively, seeking deletion from the array of parties in the suit.

8. It is stated in the application that both the defendants no.4 and 6 have complied with the directions passed by this Court and their presence is no longer required in the adjudication of the suit.

11.1 Counsel for the plaintiffs does not oppose the prayers made in the applications.

9. Accordingly, the aforesaid defendants are deleted from the array of parties. However, it is made clear that the said defendants shall continue to abide by any orders that may be passed in the suit *qua* them.

CS(COMM) 449/2023

10. In the present suit, the main contesting party is the defendant no.1.

11. Counsel appearing for the defendant no.2 submits that he may be exempted from appearing in the present suit and in the event the assistance of the defendant no.2 is required, the counsel may be asked to appear.

12. I am in agreement with the aforesaid submission. Hence, for the



present, counsel for the defendant no.2 is exempted from appearing in the present suit.

13. Counsel for the defendant no.7 submits that the defendant no.7 has complied with the orders passed in the suit and the defendant no.7's presence is no longer required.

17.1 Counsel for the plaintiffs does not object to the same.

14. Accordingly, the defendant no.7 is deleted from the array of parties. However, it is made clear that the said defendant shall continue to abide by any orders that may be passed in the suit *qua* the defendant no.7.

15. In light of the order passed above, let an amended memo of parties be filed within one week.

16. List before the Joint Registrar on 13th January, 2025, for further proceedings.

AMIT BANSAL, J

NOVEMBER 19, 2024
ds