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

+ **CS(OS) 461/2022, CCP(O) 12/2023, I.A. 12472/2022, I.A. 3779/2023, I.A. 5797/2023, I.A. 36006/2024 & I.A. 37276/2024**

M/S RENU PROPCON PVT. LTD. Plaintiff

Through: **Mr. Harsh Sethi, Mr. Anant Nigam
and Mr. Raghav Luthra, Advocates**
versus

MRS. MANJU BHATTACHARYA & ORS. Defendants

Through: **Mr. Neeraj Kumar Gupta, Mr.
Ranjeet Kumar Singh and Mr.
Akashya Agarwal, Advocates for D-3
(through VC)
Mr. Deepak Verma, Advocate
(through VC)**

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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27.08.2024

**CCP(O) 12/2023(Application under Article 215 of the Constitution of India r/w Section 12 of the Contempt of Courts Act, 1971)
I.A. 36006/2024 (under Order XXXIX Rule 4 CPC seeking modification/variation of the order dated 05.08.2022)**

1. As per the report of the registry, no process fee was filed within the time granted and therefore, notice could not be issued to defendant no. 4.
2. Upon fresh steps being taken by the applicant/plaintiff within one (1) week, issue notice to the non-applicant/defendant no. 4 through all modes.
3. Learned counsel for defendant nos. 1 and 2 seeks further time to take instructions.
4. Defendant nos. 1, 2 and 4 are directed to file their reply within two (2)



weeks.

5. Defendant nos. 1, 2 and 4 are directed to remain personally present in Court on the next date of hearing.

6. List on 06.11.2024.

I.A. 37276/2024 (under Order 1 Rule 10 (2) CPC on behalf of defendant no. 3 seeking deletion from array of parties)

7. This is an application filed by defendant no. 3 seeking deletion from the array of parties.

8. Learned counsel for defendant no. 3 states that plaintiff and defendant no. 3 had entered into a settlement agreement dated 18.07.2024 before the Delhi High Court Mediation and Conciliation Centre and all the terms of the settlement agreement dated 18.07.2024 have been performed between the parties. He states that there is no further claim pending between the parties.

9. Learned counsel for the plaintiff as well confirms the aforesaid submissions of defendant no. 3 and states that he has no objection to the prayers sought in the present application.

10. Accordingly, the application is allowed and defendant no. 3 is deleted from the array of parties.

CS(OS) 461/2022

11. List on 06.11.2024.

MANMEET PRITAM SINGH ARORA, J

AUGUST 27, 2024/msh/sk

Click here to check corrigendum, if any