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

+ **CS(OS) 414/2020**

DR. P. V. VIJAYARAGHAVAN & ORS. Plaintiffs

Through: Mr. Sandeep Aggarwal, Senior Advocate with Mr. Manish Kumar and Mr. Piyush Kaushik, Advocates.

versus

NITYAM SOFTWARE SOLUTION PVT. LTD., & ORS.

..... Defendants

Through: Mr. Ashish Choudhury with Mr. Akash Agarwal and Anand Kamal, Advocates for D-3 via video conferencing.

Dr. Atul Srivastava with Mr. Virag Gupta and Mr. Vishal Arun Mishra, Advocates.

Ms. Archana Pathak and Ms. Vanya Gupta, Advocate for D-5 via video conferencing.

Mr. Anukul Raj with Ms. Nikita Raj and Mr. Anubhav Deep Singh, Advocates for D-6 via video conferencing.

Mr. Sachin Mittal, Advocate for D-7.
Mr. Arvind Nigam, Senior Advocate with Mr. Siddhant Nath, Advocate for D-8.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

06.09.2022

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I.A. 14457/2022

By way of the present application under section 151 of the Code of Civil Procedure 1908, the plaintiffs pray that defendants Nos. 3, 4 and 5 be directed to “...*keep themselves away with the process of IOA election scheduled to be held in the month of November, 2022*”. Mr. Sandeep Aggarwal, learned senior counsel appearing for the plaintiffs submits, that there is a charge-sheet pending against the said defendants, which alleges offences against them under sections 420/120-B/34 of the Indian Penal Code, 1860 and under sections 66/66C/66D of the Information Technology Act, 2000; and that the said defendants have been charged with offences relating to the conduct of past elections of the association.

2. Issue notice.
3. Learned counsel appearing for the said defendants on advance copy, accept notice; and seek time to file reply to the application.
4. Let reply be filed within 03 weeks; rejoinder thereto, if any, be filed within 02 weeks thereafter; with copies to the opposing counsel.
5. List on 14th October 2022, the date already fixed.

ANUP JAIRAM BHAMBHANI, J

SEPTEMBER 6, 2022

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