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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. Manish Kumar, Mr. Piyush Kaushik, Ms. Aparajita Jha and Mr. Rohit Dhiman, Advocates**

versus

NITYAM SOFTWARE SOLUTION PVT. LTD., & ORS.

.....Defendants

Through: **Mr. Abhinav Mukhi, Mr. Abhishek Srivastava and Mr. Atul Sharma, Advocates for Dr. Ram Chaddha
Mr. Nipun Saxena, Ms. Mehreen Garg and Ms. Aadya Pandey, Advocates for D-5
Mr. Siddhant Nath and Mr. Bhavishya Makhija, Advocates for D-8
Ms. Ritika Vohra and Ms. Amba Tikoo, Advocates for D-9**

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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02.12.2024

I.A. 46797/2024 (under Section 151 filed on behalf of defendant no. 8 for directions)

1. By way of the present application, defendant no. 8/applicant had prayed for following directions:

“a. Restrain Defendant No. 5 from discharging any functions of IOA who has been illegally handed over the charge of the IOA purportedly on the basis of the Eighth Report of the Ld.



Administrator, which is yet to be considered by this Hon'ble Court.

b. Direct CDSL to make available the entire data and the records in respect of holding of IOA election 2023 with the Hon'ble Court.

c. Appoint a forensic auditor to conduct the forensic audit of IOA election 2023 based on the data made available by CDSL.

d. Appoint a Court Commissioner conduct and hold the IOA elections scheduled in the month of Nov 2023.”

2. Learned counsel appearing on behalf of defendant no. 8/applicant submits that in so far as prayer 'a' is concerned, the same has been rendered infructuous for the time being by virtue of order dated 20.11.2024. He submits that he is pressing only the prayers 'b', 'c' and 'd'.
3. Issue notice. Learned counsel appearing on behalf of non-applicants accepts notice.
4. Let reply to the application be filed within three weeks. Rejoinder thereto, if any, be filed within two weeks thereafter.
5. Renotify on 21.02.2025, the date already fixed.

VIKAS MAHAJAN, J

DECEMBER 2, 2024
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