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

+ **CS(OS) 414/2020, I.A. 12483/2020, I.A. 567/2021, I.A. 4577/2021, I.A. 5934/2021, I.A. 7859/2022, I.A. 1823/2023, I.A. 13013/2023, I.A. 13341/2023, I.A. 3870/2024, I.A. 4415/2024, I.A. 4416/2024, I.A. 45639/2024, I.A. 45640/2024, I.A. 45691/2024, I.A. 45692/2024 and I.A. 46797/2024**

DR. P. V. VIJAYARAGHAVAN & ORS.Plaintiffs

Through: Mr.Manish Kumar, Mr.Piyush Kaushik and Ms.Aparajita Jha, Advocates.

versus

NITYAM SOFTWARE SOLUTION PVT. LTD., & ORS.

.....Defendants

Through: Dr.B.B. Gupta, Sr. Advocate, with Mr.Achal Gupta, Mr.Akshay, Mr.Karan, Mr.Hritik, Mr.Kabir and Ms.Sonali, Advocates for Administrator.
Mr.Siddhant Nath, Mr.Bhavishya and Mr.Amaan Khan, Advocates for D-8.
Mr.Gautam Narayan, Sr. Advocate with Mr.Naman Joshi and Ms.Ritika Vohra, Advocates for proposed D-9.
Mr.Nipun Saxena, MsDeepali Dabas and Ms.Aadya Pandey, Advocates for D-5.

O-31

+ **CS(OS) 804/2022, I.A. 15398/2023,I.A. 41586/2024, I.A. 47282/2024, I.A. 48811/2024**

DR AJIT ANNASAHEB SHINDEPlaintiff

Through: Mr.Nalin Kohli, Sr. Advocate with



Mr.Piyush Kaushik Ms.Nimisha
Menon and Ms.Aparajita Jha,
Advocates.

versus

INDIAN ORTHOPAEDIC ASSOCIATION & ORS.

.....Defendants

Through: Dr. B.B. Gupta, Sr. Advocate, with
Mr.Achal Gupta, Mr.Akshay,
Mr.Karan, Mr.Hritik, Mr.Kabir and
Ms.Sonali, Advocates for
Administrator.

Mr.Gautam Narayan, Sr. Advocate
with Mr.Naman Joshi and Ms.Ritika
Vohra, Advocates for D-2.

Mr.Nipun Saxena, MsDeepali Dabas
and Ms.Aadya Pandey, Advocates for
D-5.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

ORDER

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08.05.2025

I.A. 7922/2025 in CS(OS) 804/2022

1. Mr. B.B. Gupta, learned senior counsel appearing on behalf of the Administrator, submits that on account of some communication gap, the counsel who had earlier appeared on behalf of the Administrator could not understand the import of directions about to be passed by the Court, and he therefore, made the said statement on 26.03.2025. According to him, the learned Administrator has not instructed the fact which stood captured in the earlier order. The aforesaid statement is taken on record.
2. Mr. Gupta, learned senior counsel, clarifies that the Administrator is open to re-consider the observations made in paragraph no.15 of the order



dated 11.03.2025.

3. In view of the aforesaid, the Court directs that the order dated 26.03.2025 be modified to the extent of lifting the stay of the operation of order dated 11.03.2025 passed by the Administrator. If the applicant of I.A. 7922/2025 has any grievance, let the same be first put forth before the learned Administrator.

4. If a grievance is raised by the applicant of I.A. 7922/2025 before the Administrator, there is no reason as to why an appropriate order/ direction would not be passed.

5. With the aforesaid observations, the instant application stands disposed of.

CS(OS) 414/2020

CS(OS) 804/2022

1. During the course of hearing, in deference to certain observations and suggestions by the Court, learned senior counsel for the respective parties pray for some time to argue the matter.

2. Acceding to the same, hearing of these cases stand adjourned till 15.05.2025.

PURUSHAINDRA KUMAR KAURAV, J

MAY 8, 2025

Nc/sp

Click here to check corrigendum, if any