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

+ **CS(COMM) 586/2021**

SCIENTIFIC INTERNATIONAL PRIVATE LIMITED,

..... Plaintiff

Through Ms.Parul Malik, Adv. (Mob.
No.9910531696, Email ID:
pmalik0922@gmail.com

versus

KALYANI PUBLISHERS & ORS.

..... Defendants

Through Mr. Jayant Kumar, Adv. for D1 (Mob
No.9654425878, Email ID:
jayantkumarr@gmail.com
Ms.Diksha Rai, Adv. for D3 (Mob
No. 9599586429)
None for other defendants.

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. SURYA MALIK GROVER
(DHJS)**

ORDER

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07.02.2022

THROUGH VIDEO CONFERENCING

E-court fee of Rs. 2, 06,000/- filed by plaintiff on 25.11.2021.

Summons issued to defendant no.3. Service report is awaited.

Learned counsel Ms.Diksha Rai has appeared on behalf of defendant no.3 and has submitted that she has received copy of plaint along with complete copy of paper book recently and seeks short adjournment to file written statement.

Let written statement be filed within stipulated time period in accordance with law. Thereafter plaintiff shall file replication without



prejudice to their right to contest delay in filing written statement, if any.

Learned counsel for defendant no.1 submits that as already submitted by him on previous date, defendant no.2 is not the sole proprietor of defendant no.1, hence, he does not want to file any written statement and that the details of the constitution of the firm has been disclosed in the written statement filed by defendant no.1.

Learned counsel for plaintiff seeks short adjournment to take instructions.

E-vakalatnama filed on behest of defendant no.1 on 02.02.2022. Further, e-written statement along with affidavit of admission/denial filed by defendant no.1 on 03.02.2022.

IA No. 2004/2022 (seeking condonation of delay in filing written statement moved by defendant no.1)

Notice. Accepted.

Learned counsel for plaintiff submits that though the same has been filed beyond the prescribed period of 30 days, as running of all limitations stand suspended by the Hon'ble Apex Court and to avoid further delay, he has no objection if the written statement is taken on record.

Keeping in view the reasons assigned, and as the matter is squarely covered by the orders passed in *Suo Motu Writ Petition (Civil) No. 3 of 2020*, written statement as filed by defendant no.1 stands taken on record.

IA stands disposed of aforesaid terms.

Accordingly, written statement stands taken on record.

Plaintiff is directed to file replication within stipulated time period as per law.

IA No. 15144/2021 (under Order XXXIX Rule 1 and 2 CPC)



Reply filed by defendant no.1. Rejoinder be filed within two weeks.

Learned counsel for defendant no.3 seeks two weeks' time to file reply. Let rejoinder thereto, if any, be filed within two weeks thereafter.

List the IA for completion of pleadings.

List the matter before the Hon'ble Court on date already fixed i.e., **16.02.2022** for further directions and before Joint Registrar (J) for completion of pleadings on **08.04.2022**.

SURYA MALIK GROVER (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 7, 2022
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