



2025:DHC:11865

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

+ **CS(COMM) 664/2022 & I.A. 4214/2024**

U.S. GREEN BUILDING COUNCIL Plaintiff

Through: **Mr. Sumit Wadhwa and Mr. Ayush
Samaddar, Advocates.**

versus

DEMING CERTIFICATION SERVICES PVT LTD..... Defendant

Through:

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **22.02.2024**

I.A. 4214/2024 (Application seeking directions for imposition of costs on the defendant)

1. This application has been filed under Section 151 of Code of Civil Procedure, 1908 read with Rule 1 Chapter XXIII of the Delhi High Court (Original Side) Rules, 2018 by the plaintiff for directions and costs against the defendant.
2. A reference is made to the order dated 04th January, 2024 passed by this Court, which was passed in the presence of the defendant's as well as Managing Director of the defendant.
3. Categorical directions were passed in the said order in relation to the alleged violations and non-compliance of direction contained in the order dated 27th September 2022.
4. A direction was passed for defendant to take steps for filing an affidavit



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relating to the undertaking within a week after the order of 04th January, 2024, however, the same is not been filed.

5. A reply to the application under Order XXXIX Rule 2A of Code of Civil Procedure, 1908 (“**CPC**”) has also not been filed within time.

6. Counsel for plaintiff has also referred to online record of Ministry of Cooperate Affairs in para 4 of the application, to suggest that further forms and documents have been filed by the defendant in relation to their company.

7. Accordingly, issue Court notice to counsel for defendant as well as defendant on steps being taken by the petitioner through all permissible modes including email.

8. List on 02nd April, 2024, the date already fixed.

9. It is made clear that non-compliance of orders of this Court may invite strictures as well as exemplary cost and damages.

10. Order be uploaded on the website of this Court.

ANISH DAYAL, J

FEBRUARY 22, 2024/RK