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

+ **CS(COMM) 361/2018 (old suit no. CS (OS) 806/2005)**

NADEEM MAJID OOMERBHOY Plaintiff

Through: Mr. Saurobroto Dutta and
Ms. Kanishka Shivhare, Advs.

versus

SH. GAUTAM TANK AND ORS Defendants

Through: Ms. Sonal Chhablani, Adv. for D-1
and D-2

CORAM:

**SH. RAKESH KUMAR (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

% **01.12.2018**

In compliance of the directions of Hon'ble Division Bench vide order dated 25.10.2018 passed in FAO (OS) 341/2016, defendant no. 1 and 2 filed an affidavit. Taken on record. Copy already supplied, not disputed.

IA no. 8848/2018 (u/O 22 R 4 r/w Section 151 CPC filed on behalf of plaintiff for bringing the LRs of deceased defendant no.4)

Notice of the application to both the LRs of deceased defendant no. 4 sent for 13.11.2018 and received back with report of service on 11.10.2018. Further the notice of application had also been served upon LRs of deceased defendant no. 4 through speed post vide dated 29.09.2018. Despite that no reply has been filed.



Last opportunity is granted to LR's of deceased defendant no. 4 to file reply, if any, before the next date of hearing with advance copy to plaintiff.

Counsel for defendant no. 1 and 2 submits that she has no concern with the application.

Put up for arguments and disposal of application on 14.12.2018.

RAKESH KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)

DECEMBER 01, 2018/NR