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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 713/2021

ARMACELL INDIA PRIVATE LIMITED Plaintiff

Through: Mr. Anand Dilip Landge & Mr.
Avineesh, Advs.

versus

KUNAL SAXENA Defendant

Through: Ms. Shreya, Adv.

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

% **16.01.2023**

**CS(OS) 713/2021 and I.A. 17557/2021 (Application
under Order XXXIX Rules 1 & 2 r/w Section 151 of the
Code of Civil Procedure, 1908)**

Written Statement alongwith Affidavit of Admission/Denial of documents, documents and Reply to the interim application filed by defendant are already on record.

Again, Replication, Affidavit of Admission/Denial of document, rejoinder to interim application and Joint Schedule of documents filed by plaintiff are not on record. It is stated by learned counsel for the plaintiff that he has filed proper Replication, Affidavit of Admission/Denial, Rejoinder to Interim application and Joint Schedule of document vide diary no.1069926, 1749015, 1205138 & 1205198, respectively. However, the same are still under objections.

Even on the last date of hearing, Replication, Affidavit of Admission/Denial of document, rejoinder to interim application and Joint Schedule of documents filed by plaintiff were under objections and one more opportunity was granted to the plaintiff to do the needful in this regard, subject to payment of cost of Rs.3000/- by the



plaintiff to the defendant. However, cost has also not been paid by the plaintiff to the defendant till date.

Learned counsel for the plaintiff again seeks adjournment to bring Replication, Affidavit of Admission/Denial of document, rejoinder to interim application and Joint Schedule of documents on record. In the interest of justice and subject to further imposition of cost of Rs.3000/- to be deposited with Delhi High Court Legal Services Committee by the plaintiff, one more opportunity is granted to the defendant to do the needful in this regard.

Cost to be paid/deposited by the plaintiff within a week.

The plaintiff is directed to file soft copy as well as hard copy of proper Joint Schedule of documents within the same timeline with copy to opposite side.

Last and final opportunity is granted to both the parties to file hard copy of their documents for which e-copy has already been filed, if not already filed on record within two weeks.

Re-notify the matter for completion of pleadings as well as for marking of exhibits to the documents on 21.03.2023.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)
JANUARY 16, 2023/ab

[Click here to check corrigendum, if any](#)