



\$~4

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

+ CS(COMM) 5/2022 and IA No. 113/2022 (application filed by the plaintiff u/O XXXIX Rules 1 and 2 CPC and Order XXXVIII Rule 5 r/w Section 151 CPC for ex-parte ad-interim reliefs)

PERNOD RICARD INDIA PVT.LTD. Plaintiff

Through: Mr. M. Chandra Sekhar, Advocate
appeared through VC

versus

RAJ KUMAR & ANR. Defendants

Through: Mr. Deepak Jain and Mr. Tanpreet
Gultai, Advocates for Defendant no.2
appeared physically

CORAM:
JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH,
(DHJS)

ORDER
14.10.2022

%

Matter is taken up through physical hearing as well as video conferencing.

As per last order, defendant no.1 was served with summons at the second address of Sirsa, Haryana. Learned counsel for the plaintiff has stated that defendant no.1 was served on 29.06.2022. However, till date no one has appeared on behalf of defendant no.1 and written statement has not been filed by defendant no.1, despite grant of several opportunities from the date of service. **Hence, right of defendant no.1 to file written statement stands closed.**

CS(COMM) 5/2022

Page 1 of 2



Learned counsel for defendant no.2 has stated that he has e-filed vakalatnama on behalf of defendant no.2 and he could not file any written statement or pleadings since defendant no.2 is lodged in Jail in District Ferozepur, Punjab.

At request, last opportunity is granted to defendant no.2 for filing written statement/pleadings as per law with advance copy to the opposite parties.

Put up for completion of pleadings on 12th January, 2023.

TYAGITA SINGH, (DHJS)
JOINT REGISTRAR (JUDICIAL)

OCTOBER 14, 2022
savita