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

+ **CS(COMM) 788/2022**

M/S GLOBUS TRANSITOS PRIVATE LIMITED

.....Plaintiff

Through: Mr. Randeep Singh & Mr. Sachin
Kumar Sharma, Advs.

versus

M/S FLASH LOGISTICS PRIVATE LIMITED & ORS.

.....Defendant

Through: None for D-1 to 3 despite service
through publication.

Mr. Abhishek Mishra & Mr. Jayant
Rastogi, Advs. for D-4.

Mr. Shubham Bhushan, Ms. Manvi
Verma & Ms. Urmi Vadhuvanshi,
Advs. for D-5 (through VC).

Mr. Raghav Sethi, Adv. for D-6/
counter-claimant.

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

ORDER

01.02.2024

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CS(COMM) 788/2022

1. Perusal of records shows that separate written statements alongwith affidavits of admission/denial of documents were already filed on behalf of defendants no.4 and 6.
2. Ld. Counsel for plaintiff submits that he does not wish to file any replication qua defendants no.4 and 6.
3. No written statement and affidavit of admission/denial of documents has been filed by defendants no.1 to 3.
4. Ld. Counsel for plaintiff has submitted that statutory



period for filing written statement by defendants no.1 to 3 has already expired and hence, their right to file the same may be closed.

5. Heard. Perusal of order dated 14.09.2023 would show wherein it was recorded defendants no.1 to 3 have been served through publication and the said defendants were directed to file their written statement and affidavit of admission/denial of documents as per law, but the same has not been filed till date. The statutory period for filing written statement and affidavit of admission/denial of documents by defendants no.1 to 3 has already expired and hence, their right to file the same stands closed.
6. Pleadings qua defendants no.1 to 4 and 6 are complete.
7. Ld. Counsel for defendant no.5 has submitted that he has already filed his written statement vide diary no.473054/2023. However, perusal of record shows that vakalatnama was filed on behalf of defendant no.5 by the above said diary no. Ld. Counsel for defendant no.5 seeks time to verify the same. Let appropriate steps be taken as last opportunity as per rules.
8. Let the pleadings be completed as per law.
9. Re-notify the matter for completion of pleadings and further proceedings on **10th July, 2024.**

CC(COMM) 9/2023

10. Written statement to the counter-claim of defendant no.6/ counter-claimant has been filed on behalf of respondent/ plaintiff.
11. Ld. Counsel for counter-claimant/defendant no.6 submits that he does not wish to file any replication to the written statement of respondent/plaintiff. He further submitted



that he has filed affidavit of admission/denial vide diary no. 473054/2024. However, the same has not come on record. Let appropriate steps be taken as per law.

12.Let the pleadings be completed as per law.

13.Re-notify the counter-claim for completion of pleadings and further proceedings on **10th July, 2024**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 1, 2024/v

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