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

+ **CS(COMM) 608/2024**

PRIMESTACK PTE. LTD AND ANR.

.....Plaintiff

Through: Ms. Priya Adlakha and
Ms. Urvi Nama Advs
(VC).

versus

JOHN DOE AND OTHERS

.....Defendant

Through: Mr. Abdus Samad Ansari,
Adv for D-31 (VC).

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. SWATI KATIYAR

ORDER

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23.02.2026

1. Perusal of record shows that written statement of defendant no.31 is still under objection and no steps have been taken by defendant no.31 to remove the same. Ld. counsel for defendant no.31 submits that he was deemed to be served on 12.08.2025 and he has filed his written statement but due to certain objection, the written statement could not be brought on record. Ld. counsel for defendant no.31 seeks some more time to remove the objection and re-file the written statement.

2. Ld. counsel for the plaintiff strongly objects to the same and has drawn the attention of this court towards order dated 22.04.2025 when Ld. counsel for defendant no.31 appeared



before the court and sought to file written statement as per rules. However, written statement of defendant no.31 is still not on record and the period prescribed by law has already lapsed.

3. Perusal of record shows that defendant no.31 was served through ordinary mode on 03.03.2025 and Ld. counsel for defendant no.31 appeared before this court on 22.04.2025 and gave an undertaking that he shall file written statement as per rules. However, till date, the written statement of defendant no.31 is not on record and the maximum permissible period for filing written statement has already lapsed. **Hence, the right of defendant no.31 to file written statement stands closed.**

4. Ld. counsel for plaintiff submits that they are not pressing their relief qua defendant nos. 29, 30, 32, 34 and 38 and they may be deleted from the array of defendants.

5. In view of submissions made, **defendant nos. 29, 30, 32, 34 and 38 stand deleted from the array of defendants.** Let amended memo of parties be filed within two weeks.

6. Ld. counsel for plaintiff submits that they shall be taking fresh steps for service of defendant no.44 and file fresh affidavit of service qua defendant no.44.

7. Put up again for service report qua defendant no.44 / completion of pleadings on 23.04.2026.

**MS. SWATI KATIYAR,
JOINT REGISTRAR (JUDICIAL)**

FEBRUARY 23, 2026/bk