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

+ **CS(COMM) 118/2016**

MOBILE TELESYSTEMS PJSC & ANR Plaintiffs

Through: Ms.Imon Roy (through VC) Mr.Sumit
Kashyap and Ms.Vedika Sharma,
Advs. (PH)

versus

MAHESH BHATTI & ORS Defendants

Through: Adv. (through VC) (appearance not
given)

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. SURYA MALIK GROVER
(DHJS)**

ORDER

% **10.05.2022**

**IA No. 7294/2022 (under Order XXII Rules 2 and 3 CPC read with
Section 151 CPC on behalf of counter claimants in view of the demise of
Ms.Manisha Bhati (Counter claimant No.2))**

Notice. Accepted.

Opposite counsel submit that she has no objection, if the application is
allowed in accordance with law.

This is a suit for infringement of trademark and passing off, damages
and rendition of accounts, wherein counter claim was filed by the defendants
claiming similar relief.

Defendant no.2/Counter claimant No.2-Ms. Manisha Bhati was the
director of defendant no.3/ counter-claimant no.3 company and is stated to
have expired on 03.12.2021. She is stated to be survived by sole surviving
Class I legal heir i.e., her daughter Smt. Aditi Bhati, who is also the



Additional Director of the counter claimant no.3 company.

Accordingly, right to sue survives in favour of her daughter i.e.sole surviving legal heir Smt. Aditi Bhati. Hence, application is allowed and Smt. Aditi Bhati stands substituted as LR of counter claimant no.2.

IA stands disposed of in aforesaid terms.

Amended memo of parties stand taken on record.

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At this stage, learned counsels for the parties jointly submit that they are ready & willing to explore the possibilities of an amicable settlement and pray that the matter may be placed before Delhi High Court Mediation & Conciliation Centre.

At their request, list the matter before Delhi High Court Mediation & Conciliation Centre on **27.05.2022 at 3pm.** and before Joint Registrar (J) for monitoring of evidence on date already fixed i.e., **22.07.2022.**

**SURYA MALIK GROVER (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MAY 10, 2022
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