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

+ **CS(COMM) 846/2022**

AKUMS DRUGS PHARMACEUTICALS LIMITED

..... Plaintiff

Through: Abhinash K. Sharma, Adv.

versus

FERRING B.V.

..... Defendant

Through: Ms. Archana Sahadeva and
Ms. Anjuri Saxena,
Advocates

CORAM:

**SIDHARTH MATHUR (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER
20.03.2023

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At request made on behalf of the counsel for the defendant, the physical file has been requisitioned. The physical file records a hand-written noting dated 10.02.2023 which mentions that the written statement along with affidavit of admission/denial was filed vide diary no. 18823/23 on 06.02.2023 and has been placed in part I-A by the portfolio branch. Neither the physical file, nor the electronic file has any such written statement or affidavit of admission/denial on record.

In these circumstances, the registry is directed to clarify the contents of the noting dated 10.02.2023 and is also directed to place the written statement and affidavit of admission/denial on the file.

The counsel for the plaintiff states that the replication was filed vide diary no. 482082/23. The office noting in that



regard is awaited.

List the matter before the Hon'ble Court on the date already fixed i.e. **22.03.2023** for further directions.

I.A.No.20572/22 (under order XXXIX Rule 1 & 2 CPC)

The situation with regard to the reply is same as was with the written statement. In the same physical noting dated 10.02.2023, it is mentioned that the reply has been placed in part II-A, but the same is neither on the physical file, nor the electronic file. The registry is likewise directed to clarify in this regard and shall also bring the reply on record.

I.A.No. 1208/23 (under Order XI Rule 1 CPC filed by the defendant)

The counsel for the plaintiff states that the reply has been filed on 16.03.2023 vide diary no. 482101/23. The office noting in that regard is awaited.

I.A.No. 5380/23 (under Section 151 CPC filed by the defendant regarding the clarifications qua the notings dated 10.02.2023 in the physical file)

In the aforesaid portion of this order, the clarification has already been sought from the registry qua the physical noting dated 10.02.2023, which has introduced certain discrepancies in the file. This application is thus kept pending awaiting the response of the registry.

**SIDHARTH MATHUR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MARCH 20, 2023/PU