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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 836/2023**
SOUTH EAST U P POWER TRANSMISSION COMPANY
LIMITEDPlaintiff

Through: Mr. Shri Venkatesh, Mr. Shryeshth
Ramesh Sharma, Mr. Abhishek
Nangia, Mr. Akash Lamba, Mr. Mohit
Gupta, Mr. Shubham Singh, Advs.
(M: 8519003427, Email:
lawyers@skvlawoffice.com)

versus

IDBI BANK LIMITED & ANR.Defendants

Through: Mr. Praful Jindal, Mr. Anuraag
Mehta, Advs. for D1 / IDBI Bank
(Through VC)
Mr. Varun Kumar Tikmani, Mr.
Shivam Sharan, Mr. Ramakant Rai,
Advs. for D2

CORAM:

DR. JAGMINDER SINGH (DHJS) JOINT REGISTRAR (JUDICIAL)

ORDER

% **28.11.2024**

I.A. No. 46421/2024(Application on behalf of plaintiff for condonation of delay of 9 days in filing rejoinder to the reply of defendant no. 1)

1. Learned counsel for applicant stated that he is not pressing for this application to place on record the rejoinder to the reply filed by IDBI Bank to the I.A. No. 7368/2024 as he is not the applicant in that IA.

2. Hence, at request, captioned IA is **disposed of** as withdrawn.

I.A. No. 7368/2024(by applicant, Isolux Corsan India Engineering and Construction Pvt. Ltd. u/O I R 10 CPC for impleadment as defendant)

3. Learned counsel for defendant no. 1 i.e. IDBI Bank is not opposing this application.

4. Learned counsel for defendant no. 2 already submitted that he does



not want to file reply without prejudice to his rights.

5. Plaintiff had already filed the reply and rejoinder thereto, already filed.

6. Therefore, pleadings are complete.

7. Part arguments heard. Learned counsels for defendant no. 2 as well as plaintiff raised objections on the maintainability of the present application in view of Section 33(5) of the Insolvency And Bankruptcy Code, 2016. At this, learned counsel for applicant stated that although the applicant had already taken approval for initiating the legal proceedings but she had not filed the relevant order and seeks time to place on record the same.

8. Hence, at request, put up for filing the same, if any, with copy to the opposite party and for arguments on 16.01.2025.

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9. Put up for completion of process of filing of Joint Document Schedule, in compliance of order Dated 24.09.2024, in terms of **Rule 7A of Chapter VII of The Delhi High Court (Original Side) Rules, 2018** physically by plaintiff after getting it signed from defendants, admission / denial of documents and marking of Exhibits in accordance with law on 17.02.2025 i.e. the date already fixed.

10. Documents, if e-filed be filed physically by parties so as to mark the Exhibits.

DR. JAGMINDER SINGH (DHJS)
JOINT REGISTRAR (JUDICIAL)

NOVEMBER 28, 2024/sms

Click here to check corrigendum, if any