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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 865/2023**
M/S NCUBATE INDIA SERVICES PVT LTD Plaintiff
Through: **Mr. Abhishek Dev, Adv.**

versus

GLOBAL BRANDS ENTERPRISE SOLUTIONS PVT LTD &
ANR. Defendants
Through: **Mr. Rajat Malhotra, ASC with Ms. Dipita Pal, Ms. Namrata Sanyal, Ms. Jivika Jolly, Ms. Priya Mishra, Mr. Amit Agnihotri, Ms. Priyanka Midha, Mr. Vivek Kumar Karn, Mr. Jalaj, Adv. For OL/D1**
Mr. Surendra Kumar, Adv. for D2

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

ORDER
% **28.05.2024**

Learned counsel for defendant no. 2 stated that he had not received the copy of the documents annexed with the plaint but he had received only copy of the plaint on 18.03.2024. He further stated that the online copy of documents supplied to him through Email on 08.02.2024 or on 21.05.2024 were not downloadable. However, learned counsel for plaintiff stated that he had not been informed about this thing within the statutory period of 30 days and at this later stage, defendant no. 2 is making excuse only to linger on the matter and to gain the time. However, question of time limit is kept open to be decided at appropriate stage and to avoid any further delay.

Learned counsel for defendant no. 2 stated that after 21.05.2024, he



had received copy of documents in five parts through Email out of which three were opened but two parts were not opened. Therefore, as requested, learned counsel for plaintiff is directed to supply the remaining two parts of documents through pendrive or hard copy within three days.

Learned counsel for official liquidator of defendant no. 1 company appeared and stated that defendant no. 1 company is under liquidation and he had already moved an application under Section 446 seeking stay of proceedings against defendant no. 1 company during the liquidation process. However, the said application has not yet come on record.

Put up for completion of pleadings in accordance with law for 08.08.2024.

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

MAY 28, 2024/sms