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

+ CS(COMM) 586/2022 and IA No. 13554/2022
(application filed by the plaintiff u/O XXXIX Rules 1 and
2 r/w Section 151 CPC for ex-parte ad-interim injunction)
M/S ANTRIKSH ENGINEERS PVT. LTD.

..... Plaintiff

Through: Mr. Himanshu Chug, Mr.
Atul Tripathi, Advocates
appeared physically

versus

SH. BRAHAM PRAKASH YADAV & ORS.

..... Defendants

Through:

CORAM:
JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

% **19.01.2023**

*Matter is taken up through physical hearing as well as
video conferencing.*

CS(COMM) 586/2022

As per previous file noting, defendant no.1 remained unserved with the report that he has expired. Defendant nos. 2 and 3 also remained unserved.

At request, fresh summons be issued to defendant nos. 2 and 3 on filing of PF within seven days, by all permissible modes including electronic mode and *dasti*. Affidavit of service be filed atleast one week before the next date of hearing.

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IA No. 1071/2023 (application filed by the plaintiff u/O 22 Rule 9 CPC r/w Section 5 of the Limitation Act for setting aside the abatement qua defendant no.1 Sh. Braham Prakash Yadav in the present suit)



And

IA No. 1072/2023 (application filed by the plaintiff u/O 22 Rule 9 CPC r/w Section 151 CPC for impleadment the legal representatives of deceased defendant no.1 Sh. Braham Prakash Yadav in the present suit)

Learned counsel for the plaintiff has stated that abovesaid applications for impleadment of legal heirs of deceased defendant no.1 have been filed as defendant no.1 has expired on 11.09.2022.

At request, notice of both applications be issued to defendant nos. 2 and 3 as well as all the three legal heirs of deceased defendant no.1 at given address as mentioned in the applications, on filing of PF within seven days, by all permissible modes including electronic mode and *dasti*. Affidavit of service be filed atleast one week before the next date of hearing.

Put up for report of service on 27th April, 2023.

**TYAGITA SINGH, (DHJS)
JOINT REGISTRAR (JUDICIAL)**

JANUARY 19, 2023
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