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

+ **CS(COMM) 797/2024**

**RUCHIKA AGARWAL PROPRIETOR M S SANGEETA
FURNITURE CONCEPTS THROUGH ITS POA MR
GIRISH AGARWAL**

.....Plaintiff

Through: Mr. Anirudh Gupta & Mr. Ashish
Gupta, Advs.

versus

MS EVENTUALLY PRO LLP AND ORS.

.....Defendant

Through: None for D-1 despite service.

D-2 to 5 are yet to be served.

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

ORDER

22.01.2025

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Proceedings are being conducted through hybrid mode.

CS(COMM) 797/2024

1. As per office noting, affidavit of service has been filed on behalf of plaintiff.
2. In view of the service report, summons issued to the defendant no.1 by ordinary mode at its first address received back unserved with report that the company has been closed long time ago and summons issued to the said defendant at its 2nd address has been served through its employee.
3. Summons issued to defendant no.2 by ordinary mode received back unserved with report that he is no longer residing at the given address and summons issued to defendants no.3 and 4 by ordinary mode also received back unserved with report of no such person. Summons



issued to defendant no.5 at first address by ordinary mode received back unserved with report that office found locked and it was informed by neighbours that the said office opens occasionally. Summons issued to defendant no.5 at 2nd address by ordinary mode also received back unserved with report of no such person.

4. Summons issued to all five defendants through speed post have remained unserved.
5. In the present facts, defendant no.1 is deemed to have been served.
6. The defendant no.1 shall file written statement alongwith affidavit of admission/denial as per law with advance copy to plaintiff, who may file replication and affidavit of admission/denial of documents thereafter as per law.
7. Subject to filing of fresh address of defendants no.2 to 5, let fresh summons of suit be issued to them through all permissible modes for next date of hearing.
8. The defendants no.2 to 5 shall file their written statement and affidavit of admission/denial of documents within 30 days from the date of service of summons with advance copy to the opposite party, who may file replication and affidavit of admission/denial of documents thereafter within 30 days.
9. Let the pleadings be completed as per law.
10. Re-notify the present matter for completion of service, completion of pleadings and further proceedings on 25th April, 2025.

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

JANUARY 22, 2025/v

[Click here to check corrigendum, if any](#)