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

+ **CS(COMM) 635/2023**

KAPLAN, INC.

..... Plaintiff

Through: Ms. Rima Majumdar and
Ms. Riya Sardana, Advs.
through VC.

versus

GALAXY BOOK CENTRE & ORS.

..... Defendant

Through: Mr. Kangan Roda, Adv. for
D-2 (info@illuminiip.com)
Mr. Ravi Kant Srivastav,
Adv. for D-3 to 6
(r.k.srivastav4762@gmail.com)
Mr. Nipun Katyal and Ms.
Kismat Chauhan, Adv. for
D-9.
Mr. Rahul Bajaj, Adv. for
D-10.
Ms. Amee Rana and Mr.
Vishesh Sharma and Ms.
Pradidhi Agrawal, Advs. for
D-11 through VC.
Mr. Naman Joshi, Mr.
Anirudh Singh and Ms.
Ritika Vohra, Advs. for
D-12.
Ms. Kavya Singh, Adv. for
D-13 through VC.

CORAM:

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

ORDER

04.01.2024

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The service affidavit filed vide diary no.2003820 shows that
the defendant nos. 1 to 4 and 6 to 13 were duly served via e-mails



on 19.10.2023. It also reflects that the defendant nos. 2 and 4 to 9 were additionally served via speed posts on 13.10.2023. Further the defendant no.12 was likewise served via speed post on 11.10.2023.

In these circumstances, it is clear that the defendant nos. 1 to 13 have been duly served.

The defendant no.14 is a John Doe.

Now at the request on behalf of defendant nos. 2 to 6 and 9 to 11, the counsel for the plaintiff is directed to re-supply the complete/legible paper-book to their respective counsels within two days, via e-mail/whatsapp.

The defendant nos. 2 to 10 shall accordingly file their written statements/compliance-affidavits in due course, as the case may be.

The counsel for defendant no.11 states that she had already filed the written statement, vide diary no.e-4783/24. The same is lying under objections. Its defects be thus removed as per law.

The defendant no.12 had already filed the compliance-affidavit.

The counsel for defendant no.13 states that she had filed the compliance-affidavit, vide diary no.2032062/23. The office noting in respect thereof is however awaited.

List the matter before the Hon'ble Court on the date already fixed i.e. **10.01.2024**.

IA No.17627/2023 (u/order 39 Rule 1 & 2 by plaintiff)

The counsel for defendant no.11 states that she had filed the reply, vide diary no.e-4787/24. The same is lying under objections. Its defects be thus removed as per law.

None of the remaining defendants i.e. defendant no. 1 to 10, 12 and 13 have not filed any replies till date. Those be filed before the Hon'ble Court hearing, otherwise the opportunity for the same shall be deemed to be closed automatically.



**IA No. 23594/2023 (u/order 1 Rule 10 (2) r/w Section 151 CPC
by defendant no.12)**

The plaintiff is yet to file the reply. That be filed before the Hon'ble Court hearing, otherwise the opportunity for the same shall be deemed to be closed automatically.

**IA No. 23595/2023 (u/s 5 of Limitation Act for condonation of
delay by D-12)**

The application is allowed, as the plaintiff has no objection.

The delay in the written statement of defendant no.12 stands condoned.

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

JANUARY 4, 2024/ss

Click here to check corrigendum, if any