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

+ CS(COMM) 628/2023 & CC(COMM) 1/2024, I.A. 18297/2023, I.A. 10717/2024, I.A. 37937/2024, I.A. 44390/2024, I.A. 760/2025, I.A. 5175/2025, I.A. 5179/2025

ITW GSE APS & ANR.

.....Plaintiffs

Through: Mr. Pravin Anand, Mr. Anirudh Bakhru, Ms. Vaishali Mittal, Mr. Siddhant Chamola, Mr. Gursimran Singh Narula, Mr. Mohd. Umar, Advocates (M: 9872000836)

versus

DABICO AIRPORT SOLUTIONS PVT LTD & ORS.Defendants

Through: Mr. Saikrishna Rajagopal, Mr. Himanshu Bagai, Ms. Deepshikha Sarkar, Ms. Subhoshree Sil, Ms. Bhanu, Advocates for D-1 to 3 (M:9250338066)
Mr. Rohan Swarup, Mr. Rajit Ghosh, Mr. Rakesh Karela, Advocates for D-4

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

% **27.02.2025**

I.A. 760/2025 (Application for taking on record additional documents)

1. Learned counsel for defendant nos. 1 to 3 submits that he has no objection, if the application of the plaintiff for taking on record additional documents, is allowed.
2. Accordingly, with the consent of the parties, the present application is allowed.



3. Documents filed with the present application are directed to be taken on record.

4. Accordingly, the present application is disposed of.

I.A. 5175/2025 & I.A. 5179/2025 (Applications for placing on record additional documents)

5. The present applications have been filed on behalf of defendants/counter claimants, for placing on record certain additional documents.

6. Issue notice. Notice is accepted by learned counsel for the plaintiffs, who submits that he has no objection to the present applications.

7. With the consent of the parties, the present applications are allowed.

8. The documents filed along with the present applications, are directed to be taken on record.

9. With the aforesaid directions, the present applications are disposed of.

CS(COMM) 628/2023

10. Learned counsel for the plaintiffs submits that application, being *I.A. 37937/2024*, has been filed under Order XXXIX Rule 2A, as the defendants are in violation of the directions passed by this Court *vide* judgment dated 04th July, 2024.

11. Per contra, learned counsel for defendant nos. 1 to 3 submits that an appeal against the said judgment dated 04th July, 2024, is pending before the Division Bench, which is listed for hearing on 4th and 5th March, 2025.

12. At this stage, learned counsel for the plaintiffs submits that in case there is no further directions from the Division Bench in regard to judgment dated 04th July, 2024, this Court ought to proceed with the contempt proceedings, as the defendants, are not complying with the directions of this



Court.

13. This Court makes it clear that in case there are no orders to the contrary issued by learned Division Bench, this Court shall proceed to hear the application of the plaintiffs under Order XXXIX Rule 2A CPC, on the next date of hearing.

14. List before the Joint Registrar (Judicial) for admission/denial of documents and marking of exhibits on 12th March, 2025.

15. List before the Court on 15th July, 2025.

MINI PUSHKARNA, J

FEBRUARY 27, 2025

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