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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. 29589/2025**

ITW GSE APS & ANR.

.....Plaintiffs

Through: **Mr. Anirudh Bhakhru, Ms. Vaishali Mittal, Mr. Siddhant Chamola and Mr. Gursimran Singh Narula, Advocates**

versus

DABICO AIRPORT SOLUTIONS PVT LTD & ORS.

.....Defendants

Through: **Ms. Swathi Sukumar, Sr. Advocate with Ms. Apoorva Murali, Ms. Aishwarya Chaturvedi and Ms. Aishwarya Mukherjee, Advocates for D-1, D-2 & D-3**

Mr. Rohan Swarup, Advocate for D-4

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% 08.12.2025

I.A. 29589/2025(application under Order VI Rule 17 CPC on behalf of counter claimants)

1. Learned counsel for the plaintiff seeks and is granted two (2) weeks' time to file his reply.

I.A. 18297/2023(application on behalf of defendant no. 3 under Order I Rule 10(2) CPC)

2. Learned senior counsel appearing on behalf of defendant no. 3 states as under: -



“Defendants No.1 to 3 were not privy to the transaction between Cavotec and GMR Hyderabad for sale of PCA units, referred to in paragraph 31 of the plaint. Without prejudice to this statement and the Defendants’ rights and contentions, the Defendant Nos. 1 and 2 agree to bear responsibility for monies received, by Defendants Nos. 1, 2 and 3 in their accounts from the sale made of the allegedly infringing units to GMR Hyderabad as referred to in paragraph 31 of the plaint.”

3. Arguments heard. Judgment Reserved.

MANMEET PRITAM SINGH ARORA, J

DECEMBER 8, 2025/mt