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IN THE HIGH COURT OF DELHI AT NEW DELHI
CS(COMM) 905/2024
DANONE ASIA PACIFIC HOLDINGS PTE. LTD.

.....Plaintiff

Through: Mr. Ashish Sharma (VC),
Advocate

versus

M/S ROCKWELL PHARMACEUTICALS & ORS.

.....Defendant

Through: None

CORAM:

JOINT REGISTRAR (JUDICIAL) Dr. AJAY GULATI

ORDER

08.08.2025

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1. Ld. Counsel for the plaintiff submits that in compliance of directions issued by the Hon'ble Court on 28.02.2025 for serving all the defendants again, steps were taken but none of the defendants could be served. Affidavit of service in this regard be filed within two weeks.

2. It needs a highlight that in the order dated 20.02.2025, it has been recorded that defendant nos. 3 & 4 have been served through email on 28.10.2024. Subsequently, the affidavit of service dated 21.04.2025 specifically records service of summons on defendant no. 1 on 19.04.2025. However, this service was affected in terms of the previous directions to serve the defendants and not in compliance of directions passed on 28.02.2025.

3. Further, there is another affidavit of service dated 10.03.2025 which also records that defendant nos. 5 & 6 have been served on 01.03.2025. However, this service was also not in compliance of directions of the Hon'ble Court passed on



28.02.2025. Consequently, Id. Counsel for the plaintiff submits that an application for substituted service by way of publication shall be moved shortly. However, Id. counsel requests that the matter may be placed before the Hon'ble Court in order to seek necessary directions as to whether the defendants who have already been served, as per the affidavit of service, need to be served again by way of substituted service.

4. In view of the above, be placed before the Hon'ble Court on 01.09.2025, for further directions.

Dr. AJAY GULATI
(DHJS),
JOINT REGISTRAR (JUDICIAL)

AUGUST 8, 2025/sk