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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 871/2008**
LIVING MEDIA INDIA LTD.

..... Plaintiff

Through: Mr.Arjun Garg, proxy counsel for
Mr.Sushil Dutt Salwan, Adv. along
with Mr.Dinesh Gupta (PW-4)

versus

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

..... Defendant

Through: Mr.Rakesh Agarwal, Adv.

CORAM:

**SH. RAJ KUMAR TRIPATHI (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

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21.02.2019

**Case received from the Court of Sh. Vijay Shankar (DHJS), Joint
Registrar (Judicial) as he is stated to be on leave today**

**I.A. No. 4790/2018 filed by plaintiff for filing additional affidavit
of PW-4**

Learned counsel for plaintiff submits that plaintiff has already filed an application under Section 151 CPC for filing additional affidavit of PW-4 r/w Order 18 Rule 17 CPC for recalling PW-4 Mr.Dinesh Gupta in the Registry on 14.02.2019 vide diary no. 127065. Same is yet to come on record. Copy of application already supplied to counsel for defendant, who seeks time to file reply to the I.A. Let reply to the said application be filed by defendant within two weeks with advance copy to counsel for plaintiff, who may file



rejoinder to the same if required within one week thereafter.

Learned counsel for plaintiff further submits that in view of filing of the subsequent application, plaintiff does not wish to pursue the present application and wants to withdraw the same. Accordingly, as prayed, the instant application filed by plaintiff is hereby dismissed as withdrawn being not pressed.

Re-notify on 04.04.2019.

**RAJ KUMAR TRIPATHI (DHJS)
JOINT REGISTRAR (JUDICIAL)**

FEBRUARY 21, 2019/tp