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IN THE HIGH COURT OF DELHI AT NEW DELHI
CS(COMM) 949/2023
LIVING MEDIA INDIA LIMITED & ANR. Plaintiff

Through: Mr. Mr. Rahul Beruar (VC),
Ms. Jyotsana Sinha, Advocates

versus

JAY JAYESHBHAI TANK & ORS. Defendant

Through: Mr. Kunal Raikwar,
Mr. Anshuman Mayak,
Mr. Rahil Kulhare, Advocates
for D-1.

Mr. Rahul Bajaj, Advocate for
D-2/Hosting Concepts BV.

Mr. Parva Khare, Advocate for
D-3 / GoDaddy.com LLC

Mr. Rohan Ahuja (VC),
Ms. Shruttima Ehersa, Ms. Diya
Viswanath (VC), Advocates for
D-4.

Ms. Amee Rana (VC), Mr. Yash
Karunakaran, Ms. Sana Banyal,
Advocates for D-5 / Meta
Paltforms.

Mr. Aadhar Nautiyal, Advocate
for D-6/ X Corp.

Mr. Saurabh Kumar (VC)
Ms. Rose Sebi (VC), Advocate
for D-8.

Mr. Sandeep Das, Ms. Anandini
Kumari Rathore, Ms. Anurima
Sood, Advocates for D-11/
Mohalla Tech Pvt. Ltd.



CORAM:
JOINT REGISTRAR (JUDICIAL) Dr. AJAY
GULATI (DHJS)

ORDER

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19.03.2024

I.A. No. 6433/2024 filed by D-8 seeking condonation of delay of 30 days in filing the written statement.

Issue notice. Notice accepted by the ld. Counsel for the plaintiff who submits that an opportunity maybe granted to file response.

Let reply be filed within three weeks, with an advance copy to the opposite side. Rejoinder thereto, if any, be filed thereafter within two weeks of receiving the copy of advance reply.

I.A. No. 26292/2023 (under Order XXXIX Rule 1 & 2 CPC-injunction notice issued to defendant nos. 1 to 14 through all modes.

Reply on behalf of defendant no. 6 alone is on record.

CS(COMM)-949/2023:

Ld. Counsel for the plaintiff submits that steps have been taken to serve the summons to the defendants. Ld. Counsel is directed to file the affidavit of service within four weeks. It needs a highlight that on 12.01.2024, appearance had been put in before the Hon'ble Court on behalf of defendant nos. 1 to 6, 8 & 11. However, notice was accepted on behalf of defendant nos. 1 to 6 & 8. Written statement on behalf of defendant no. 6 is on record. Replication to the same may be filed as per rules. Plaintiff's Counsel submits that she has not received a copy of



the written statement which is disputed by Id. Counsel for defendant no. 6 on the submissions that without proof of advance service, Registry does not accept the written statement. Summons are also accepted today on behalf of defendant no. 11. Let written statement be filed within the statutory period.

Ld. Counsels for the defendant nos. 2, 3, 4, 5, 6 & 8 submit that they were not required to do anything except in the eventuality of defendant no. 1 failing to act as per the directions of the Hon'ble Court and communication being sent to it by the plaintiff in this regard. Counsel further submits that no communication has been received from the plaintiff. Further, defendant no. 1 has filed its compliance affidavit.

Put up for completion of pleadings on 30.04.2024.

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

MARCH 19, 2024/sk

[Click here to check corrigendum, if any](#)