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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(COMM) 1045/2024

KLUSTER LLC & ANR.

.....Plaintiff

Through: Ms. Swapnil Gaur, Adv.
(M- 9897905254)
(swapnilgaur@ralegal.co.in)

versus

MR. DEVAL RAVINDRABHAI BAMBHANIYA & ORS.

.....Defendant

Through: Mr. Sourabh Leekha, Adv.
for D-4 (through VC)
Mr. Abhay Mahajan, Mr.
Shivam Malhotra & Mr.
Ishan Dhamija, Advs. for
D-5 (through VC)
Ms. Arushi Mann & Ms.
Priyanka Jaiswal, Advs. for
D-6 (through VC)
Mr. Rishabh Rao, Adv. for
D-7 (through VC)
Ms. Amber Tickoo, Adv. for
D-8.
Ms. Mishthi Dubey & Mr.
Abhay Aren, Advs. for D-9.
Mr. Nitin Kumar Goyal, Mr.
Awanish Srivastava & Mr.
Ajita Shilpa, Advs. for D-10.

CORAM:

**SIDHARTH MATHUR (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

02.04.2025

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The written statements of the defendant no. 1 to 4 are still lying under objections. Their defects be removed as per law, whereafter the replications be then filed in accordance with law.

The written statements of the defendant no. 6 to 8 & 10 are



already on record. I am being informed that the defendant no. 6 has cleared the costs dated 11.03.2025 only today. The counsel for the plaintiff states that the defendant no. 10 has yet not supplied the copy of the written statement. That be supplied within two days, via email/whatsapp to the counsel for the plaintiff and the time to file the replication in respect thereof shall only reckon thereafter. It is also observed that the replications in respect of the defendant no. 6 to 8 are also awaited.

The written statements of the defendant no. 5 & 9 shall form part of the record after the respective costs imposed today are cleared. The time to file the replications in respect thereof shall only reckon thereafter.

The defendant no. 11 is John Doe.

List the matter for the completion of pleadings on **13.05.2025**.

IA No. 4171/2025 (By the defendant no. 9 u/s 151 CPC r/w Chapter 7 Rule 4 of Delhi High Court (Original Side) Rules for condonation of the delay in filing the written statement alongwith supporting affidavit, statement of truth & affidavit of admission/denial u/o 11 Rule 4 CPC on behalf of the defendant no. 9)

Issue notice. Accepted.

The counsel for the plaintiff is insisting for costs. Keeping in view the duration of the delay, the application is allowed subject to the costs of Rs. 5,000/- to be payable to the counsel for the plaintiff within four weeks.

IA No. 8458/2025 (By the defendant no. 5 u/o 8 Rule 1 CPC r/w Section 5 of the Limitation Act)



Issue notice. Accepted.

The counsel for the plaintiff is insisting for costs. Keeping in view the duration of the delay, the application is allowed subject to the costs of Rs. 5,000/- to be payable to the counsel for the plaintiff within four weeks.

IA No. 6059/2025 (u/o 1 Rule 10 r/w Section 151 CPC for removal of name of the defendant no. 10 from the array of parties)

Issue notice. Accepted.

At request on behalf of the plaintiff, the defendant no. 10 is directed to supply the copy of the application to the counsel for the plaintiff within a week, via email/whatsapp. The plaintiff may thereafter file the reply within four weeks.

IA No. 8033/2025 (u/o 1 Rule 10(2) r/w Section 151 CPC on behalf of the defendant no. 8 alongwith supporting affidavit)

The plaintiff is yet to file the reply. Some more time is being sought. The reply be now filed within further four weeks.

**SIDHARTH MATHUR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

APRIL 2, 2025/jr

Click here to check corrigendum, if any