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* IN THE HIGH COURT OF DELHI AT NEW
DELHI

+ CS(OS) 115/2018

BHARAT STAR SERVICES PRIVATE LIMITED &
ANR Plaintiffs

Through: Mr. Arjyadeep Roy,
Advocate appeared
through VC

versus

HARSH DEO THAKUR & ORS Defendants

Through: Mr. R.S. Dakha, Mr. M.S.
Dakha, Ms. Shivani and
Ms. Meena Tyagi,
Advocates for Defendant
no. 9 appeared physically
Mr. L.R. Goyal, Advocate
for Defendant no.10/AXIS
Bank appeared physically
Mr. Pawanshree Agrawal
and Mr. A. Garg,
Advocates for Defendant
no.12/ICICI Bank
appeared physically
Mr. Rajiv Kapur, Mr.
Akshit Kapur, Mr. Tushar
Bagga and Mr. Harsh
Narwal, Advocates for SBI
appeared physically

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. TYAGITA
SINGH, (DHJS)**

ORDER

% **22.03.2023**

*Matter is taken up through physical hearing as well as
video conferencing.*

**IA No. 13143/2018 (application filed by defendant no.8 u/O
VIII Rule 1 r/w Section 151 CPC for condonation of delay in
filing written statement)**



This application has been filed by defendant no.8 for condonation of delay in filing written statement and it is pending since the year 2018, but learned counsel for defendant no.8 has not pressed the same.

Perusal of PDF record of the case reveals that written statement of defendant no.8 is not on record and only this application is on record. Last opportunity is granted to learned counsel for defendant no.8 for explanation in this regard on the next date of hearing.

IA No. 3929/2018 (application filed by the plaintiff u/S 151 CPC seeking disclosure of Bank Accounts & Others Assets held by defendant nos. 1 to 6) and IA No. 13143/2018 (application filed by defendant no.8 u/O VIII Rule 1 r/w Section 151 CPC for condonation of delay in filing written statement)

This application was filed by plaintiff for certain directions against defendant nos. 1 to 6. Learned counsel for the plaintiff has stated that defendant nos. 1 to 6 have never appeared in this case and their right to file written statement has already been closed in the year 2020, hence, no purpose would be served by keeping this application pending and it may be dismissed as withdrawn.

Heard. Keeping in view the abovestated facts and circumstances and submissions of learned counsel for the plaintiff, the present application stands dismissed as withdrawn and disposed off.

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Learned counsel for the plaintiff has stated that he has already sent draft of Joint Documents Schedule to learned counsel for defendants no. 7,9,10 and 13, but they have not sent back any comments till date.



Perusal of the PDF record of the case reveals that written statement of defendants no. 10,11,13 and 14 only is on record. Written statement of other defendants is not on record of the case file.

Learned counsel for defendants are directed to send back the draft Joint Documents Schedule to learned counsel for the plaintiff by way of e-mail with comments within seven days.

Last opportunity is granted to plaintiff for filing Joint Documents Schedule within four weeks.

Hard copies of documents, if any, e-filed by both the parties during COVID-19 Pandemic period, may be filed with the Registry physically before the next date of hearing.

Plaintiff is directed to file the receipt of deposit of cost imposed on the last date of hearing, with the Registry before the next date.

Put up for admission/denial and marking of exhibits on 23rd May, 2023, as last and final opportunity to all the parties.

TYAGITA SINGH, (DHJS)
JOINT REGISTRAR (JUDICIAL)

MARCH 22, 2023
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