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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 780/2018

QUALITY BUILDCON PVT. LTD

.....Plaintiff

Through: Mr. Rishi Bhardwaj, Adv. with Mr.
Abhiesumat Gupta, Adv.

versus

DELHI METRO RAIL CORPORATION & ANR

.....Defendant

Through: Mr. Tarun Johri & Mr. Vishwajeet
Tyagi & Mr. Ankur Gupta, Adv.
for D-1/DMRC (through VC).

None for D-2.

CORAM:

JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)

ORDER

05.01.2024

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1. Matter is passed over for appearance of defendant no.2.

2. Let the matter be taken up at 12:00 p.m.

At 12:00 p.m.

Present: Mr. Rishi Bhardwaj with Mr. Abhiesumat
Gupta, Adv. for plaintiff.

Mr. Tarun Johri, Mr. Vishwajeet Tyagi & Mr.
Ankur Gupta, Adv. for D-1/DMRC (through
VC).

Mr. Agniwesh Singh, Proxy Counsel for D-2.

**I.A. No. 18250/2022 (u/O I Rule 10(2) CPC for deletion of
name of defendant no.2 from array of defendants, moved
by defendant no.2).**

3. Today the captioned IA is listed for arguments as last
opportunity.



4. Ld. Counsel for defendant no.2 submits that the main counsel is not available at this stage as she is appearing before Hon'ble Supreme Court of India in case titled as "Rakesh Kumar Gupta vs. Sunshine Infraheights Pvt. Ltd." bearing diary no.23326/2023. He further submits that main counsel is unable to appear today and seeks adjournment.
5. In the interest of justice, one more opportunity is granted to the defendant no.2 for addressing arguments.
6. Re-notify the captioned IA for arguments on next date of hearing.

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7. The present matter is at the stage of admission/denial of documents.
8. Soft copy of fresh Joint Document Schedule has already been filed. Hard copy of the same has not been filed. Let the same be filed at least two weeks before next date of hearing.
9. Ld. Counsel for plaintiff has submitted that he has already filed hard copies of his documents and the same are on record.
10. Hard copies of documents not filed on behalf of the defendants. Let same be filed before next date of hearing.
11. An application under Order I Rule 10(2) CPC is pending for consideration.
12. Re-notify the matter for admission/denial of documents and further proceedings on **31st January, 2024**.

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

JANUARY 5, 2024/v

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