



\$~26

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(OS) 1628/2010**

PRADEEP GODHWANI

..... Plaintiff

Through None

versus

PARTHO ROY CHOWDHRY & ANR

..... Defendants

Through

Mr.S.K.Bhaduri and Sh. Prem

Prakash and Ms. Vandana, Advocates
for defendant no.2

CORAM:

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

ORDER

%

27.11.2017

IA No. 13906/2017 (under Order XXXIX Rule 4 CPC filed by the defendants)

1. The applicant/defendant no.2 seeks vacation of the order dated 5th November, 2014.
2. The order dated 5th November, 2014 only continues the earlier interim order. No vacation of the interim order is sought.
3. Moreover, IA 10540/2010 on which ad interim order was made, is still pending and listed for consideration on 13th December, 2017. The counsel for the applicant/defendant no.2 also wants that this application to be listed on 13th December, 2017.
4. The reason for filing the application is not understood.
5. It will be expedient for the counsel for the applicant/defendant no.2 to argue IA 10540/2017 on 13th December, 2017.
6. The application is dismissed.

RAJIV SAHAI ENDLAW, J

NOVEMBER 27, 2017/mw