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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 627/2016**
CADILA HEALTHCARE LTD. Plaintiff
Through **Ms. Anusuya Nigam & Mr. Lakshay**
Kaushik, Advs.

versus

GUJARAT CO-OPERATIVE MILK MARKETING FEDERATION
LTD. & ANR Defendant
Through **None.**

CORAM:
SHARAD GUPTA(DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

% **25.10.2018**

CS(COMM) 627/2016 and IA No.9986/2018 u/O XIII R 10 CPC
moved by plaintiff for summoning of court records pertaining to
CS(COMM) 540/2018 and CS(COMM) 537/2018

None is present on behalf of defendants despite service of notice on defendant no.1&2 on 29.07.2018 and on defendant no.3 on 18.09.2018. Reply to the captioned IA has not been filed till date. It is submitted on behalf of plaintiff that the documents filed alongwith the evidence of PW1 Mr. Hiren Trivedi are copies of the documents filed in other suits bearing CS(COMM) 540/2018 and CS(COMM) 537/2018. The documents sought to be relied upon are already stated to be placed on record in this case. The plaintiff is accordingly seeking to summon the record of the said cases.

However, perusal of records that as per the list of witnesses filed on record, no witness is required to be summoned for producing

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any records. Fresh list of witnesses has not been filed on record by the plaintiff despite opportunity. Accordingly, it would be appropriate, if opportunity is granted to defendants to file reply to the captioned IA. Reply, if any, be filed within one week with copy to opposite side.

Re-notify on 02.11.2018 for completion of pleadings/consideration on this IA.

SHARAD GUPTA(DHJS)
JOINT REGISTRAR (JUDICIAL)

OCTOBER 25, 2018/ab