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

+ CS(COMM) 911/2016

JAGGI AYURVEDIC PHARMACY ..... Plaintiff

Through: Mr. S.K Bansal, Adv.

versus

JAGGI AYURVEDIC RESEARCH FOUNDATION ..... Defendant

Through: Mr. Sujoy Kumar, Adv.

**CORAM:**

**HON'BLE MR. JUSTICE J.R. MIDHA**

**ORDER**

% **18.12.2018**

**I.A. 17278/2019**

1. Allowed subject to just exceptions.

**I.As. 17279/2018 & 17449/2018**

2. Delay in filing and re-filing is condoned.

3. Applications are disposed of.

**O.A. 158/2018**

4. The plaintiff has challenged the order dated 13<sup>th</sup> November, 2018 whereby the learned Joint Registrar dismissed the plaintiff's application under Order I Rule 10 of the Code of Civil Procedure on various grounds *inter alia* that the plaintiff's suit itself does not appear to be maintainable.

5. Learned counsel for the plaintiff submits that the plaintiff's suit is maintainable.

6. Arguments partly heard.

7. List for continuation of the arguments on 11<sup>th</sup> March, 2019.

8. Both the parties are directed to file brief note of submissions not



exceeding three pages along with copies of relevant pages of relevant documents already on record and judgments on which they wish to rely, with relevant portion duly highlighted for the convenience of this Court within four weeks from today.

9. The parties are also permitted to file additional note of one page to respond to the submissions of opposite party within two weeks of receipt of the written submissions of the opposite party.

**J.R. MIDHA, J.**

**DECEMBER 18, 2018**  
**ds**