



\$~6

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 1038/2016**
M/S FUTURISTIC PROPERTIES PVT LTD Plaintiff
Through Mr. Sanjay Kumar, Adv.
versus
M/S KUNTH SECURITIES PVT LTD Defendant
Through Mr. Akram Pasha, proxy cl. for D-2

CORAM:

ASHUTOSH KUMAR (DHJS), JOINT REGISTRAR
(JUDICIAL)

ORDER

% **02.02.2017**

IA No.11895/2016 (u/O VII R11 CPC by defendant no.2)

Learned counsel for plaintiff has submitted that reply was filed about 2-3 weeks ago but fails to disclose the diary number. He undertakes to check up with the Registry to ensure that same comes on record. Learned counsel for defendant no.2 has admitted that copy of the same has already been received. At request, last opportunity of two weeks is granted to applicant/defendant no.2 to file rejoinder.

Re-notify for completion of pleadings on this IA on next date of hearing.

CS(COMM) 1038/2016 and IA No4518/2016

As per office note, defendant no.4 has been served by speed post and acknowledgment to this effect was received in this court on 12.08.2016. In spite of expiry of stipulated statutory period neither any written statement has been filed by said defendant nor anyone is present on his behalf to explain in this regard. Hence right to file written statement by defendant no.4 is closed and he is liable to proceed *ex-parte*.

Contd....2



-2-

Processes issued to defendant no.1&3 have been received back unexecuted with the report “addressee left”, whereas process issued to defendant no.5 is awaited. Meanwhile issue fresh processes to defendant no.1,3&5 by all permissible modes on filing of fresh addresses of defendant no.1&3.

Re-notify for completion of service and pleadings on 05.07.2017.

ASHUTOSH KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 02, 2017/ab