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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(COMM) 1038/2016

M/S FUTURISTIC PROPERTIES PVT LTD Plaintiff

Through: Mr. Aman Kaushik, Adv.

versus

M/S KUNTH SECURITIES PVT LTD Defendant

Through: Ms. Sangeeta Jain, Adv. for
D-1&3

Mr. Khalid Abdullah & Ms.
Shivani Gupta, Advs. for D-2

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

% **16.05.2023**

CS(COMM) 1038/2016

As per record, pleadings in the suit qua defendant no.2 are already complete, the defendant no.4 already held liable to be proceeded *ex-parte* and the right of the defendant no.5 to file Written Statement was closed vide order dated 21.03.2018.

The defendant no.3 has filed the Written Statement, which was adopted later by the defendant no.1. The plaintiff has not filed any Replication to the Written Statement of defendant no.1&3.

Vide order dated 11.04.2023, the Hon'ble Court directed the plaintiff to co-ordinate with the Registry for listing of the application stated to have been filed by the plaintiff under Order VI Rule 17 CPC. However, till date, the plaintiff has not taken steps in this regard. Solely, in the interest of justice, the last and final opportunity is granted to the plaintiff to take requisite steps within a week to bring said amendment application on record.

It is stated by learned counsel for the defendant no.1&3 that she has not received copy of said amendment



application filed by the plaintiff. Learned counsel for the plaintiff undertakes to supply the same during the course of day through e-mail. Let needful be done as stated. Learned counsel for the defendant no.1 & 3 submits that she will file reply to the said amendment application within two weeks on receipt of copy of said application. The same be filed within two weeks as requested with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.

The defendant no.2 accepts notice and is also at liberty to file reply, if any, to said application within two weeks with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.

Re-notify the matter for completion of pleadings of aforesaid IA on 28.07.2023.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)

MAY 16, 2023/ab

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