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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. Sanjay Kumar, Adv.

versus

M/S KUNTH SECURITIES PVT LTD Defendant

Through None.

CORAM:

SANJEEV AGGARWAL (DHJS), JOINT REGISTRAR
(JUDICIAL)

ORDER

% 01.09.2017

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

Let reply may be filed within two weeks with copy to opposite side, who may file rejoinder thereto within two weeks thereafter.

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

CS (COMM) 1038/2016 and IA No.4518/2016 u/O XXXIX R1&2 CPC

As per office note, summons which were sent to defendant nos.1&3 have been received back with reports 'no such firm/company' and 'sold away the property' respectively, whereas defendant no.5 has been served on 21.08.2017.

Regarding defendant no.4, he has already been held to be liable to be proceeded *ex-parte* vide order dated 02.02.2017.

In the interest of justice, let written statement may be filed by defendant no.2&5 within the stipulated statutory period as prescribed u/O VIII R1 CPC with copy to opposite side, who may file replication thereto within two weeks thereafter on receipt of the same.

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No reply to the captioned IA has been filed by defendant no.2&5. In the interest of justice, same be filed by them within two weeks with copy to opposite side, who may file rejoinder thereto within two weeks thereafter.

At request, issue fresh summons of the suit and notice of the captioned IA to defendant no.1&3 by all permissible modes.

Re-notify the matter for further proceedings on 16.11.2017.

**SANJEEV AGGARWAL (DHJS)
JOINT REGISTRAR (JUDICIAL)**

SEPTEMBER 01, 2017/ab