



\$~1

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

+ **CS(COMM) 1136/2018**

**MR. TOSHIKI AIBA AS THE BANKRUPTCY
TRUSTEE OF THE ESTATE OF VIPAN KUMAR
SHARMA**

.....Plaintiff

Through: Ms. Savita Sarna & Ms. Manila
Munjal, Advs.

versus

MR. VIPAN KUMAR SHARMA & ANR.

.....Defendant

Through: Mr. Shashank Garg & Mr. Atharva
Koppal, Advs. for D-1.

Mr. Divyakant Lahoti & Mr.
Kartik Lahoti, Advs. for D-2.

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

ORDER

17.03.2023

%

1. As per office noting, nothing fresh has been filed.
2. The present matter is at the stage of admission/denial of additional documents.
3. Affidavit of admission/denial in respect of the documents which were taken on record in IA No.7598/2020 already filed on behalf of the defendant no.2.
4. No affidavit of admission/denial of documents in respect of documents, which were taken on record in IA No.7598 /2020, has not been filed on behalf of defendant no.1 despite last opportunity.
5. Ld. Counsel for defendant no.1 has submitted that he has filed the affidavit of admission/denial of documents today



itself and he has already supplied copy of the same to Ld. Counsel for plaintiff through email.

6. Ld. Counsel for plaintiff submits that she has received copy of the affidavit of admission/denial of documents on behalf of defendant no.1.
7. Ld. Counsel for defendant no.2 has submitted that the defendant no.2 intends to pay the cost of Rs.50,000/- in terms of order dated 26.04.2022 by way of demand draft.
8. Ld. Counsel for plaintiff seeks time to take instructions from the plaintiff as the plaintiff is based in Japan. She further submits that she will intimate in respect of the same to Ld. Counsel for defendant no.2 within one week. Thereafter, defendant no.2 may pay the cost accordingly.
9. Ld. Counsel for defendant no.2 has submitted that SLP before the Hon'ble Supreme Court has been disposed off as dismissed as withdrawn.
10. Office noting further reveals that SC Diary No. 2472/2022/SEC/ECM dt. 12.09.2022 in SLP (Civil) No.15249-50/2022 has been received.
11. Let Joint Document Schedule including hard copy of the same and hard copies of documents be filed at least two weeks before next date of hearing.
12. Re-notify the matter for admission/denial in respect of additional documents and further proceedings on **23rd May, 2023.**

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

MARCH 17, 2023/v

Click here to check corrigendum, if any