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IN THE HIGH COURT OF DELHI AT NEW DELHI
CS(COMM) 679/2017
MEX SWITCHGEARS PVT LTD

.....Plaintiff

Through: Mr. Shailen Bhatia, Mr. Amit
Jain, Ms. Ishita Suri,
Mr. Abhishek, Advocates

versus

OMEX CABLES INDUSTRIES & ANR

.....Defendant

Through: Mr. Aakash Bhambri, Advocate

CORAM:

JOINT REGISTRAR (JUDICIAL) Dr. AJAY GULATI

ORDER

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29.05.2025

I.A No. 10802/2025 on behalf of the plaintiff seeking impleadment of LR Mr. K. Nirdosh s/o Late Sh. Kumar Pal.

1. Ld. Counsel for the defendants has received notice through email and submits that three weeks may be granted to file a reply. Allowed as requested. Rejoinder be filed as per the timeline already indicated in the order dated 30.04.2025.

2. It needs a highlight that the proposed LR is the younger son of late defendant no. 2 i.e. Sh. Kumar Pal. Inadvertently, on the last date, notice could not be issued to the proposed LR. On address of the proposed LR being furnished within a week, issue notice to the proposed LR. PF be filed alongwith the address. Reply, if any be filed by the proposed LR within three weeks of receiving the notice. Rejoinder, if any, be filed within two weeks on receiving of advance copy of the reply. Alongwith the notice, complete suit paper book be also supplied to the proposed LR. Put up again for completion of pleadings.



I.A. No. 10284/2025 on behalf of the plaintiff seeking condonation of delay of 43 days in filing reply to the IA No. 47997/2024 filed by the defendant nos. 1 & 2 seeking leave to file additional documents on record.

3. Ld. Counsel for the defendants submits that no formal reply is to be filed. However, if the delay is to be condoned, the same should be subject to a nominal cost.

4. For the reasons stated in the application, application is allowed subject to cost of Rs. 1000/-, to be paid to the defendants / counsel for the defendants within three weeks. Delay stands condoned. Reply to IA No. 47997/2024 is taken on record. IA stands disposed off.

I.A. No. 3436/2025 on behalf of the plaintiff seeking condonation of delay of 73 days in filing rejoinder in the IA No. 39758/2024 under Order XXXIX Rule 2A of CPC filed by the plaintiff.

5. Ld. Counsel for the defendants submits that no formal reply is to be filed. However, if the delay is to be condoned, the same should be subject to a nominal cost.

6. For the reasons stated in the application, application is allowed subject to cost of Rs. 2000/-, to be paid to the defendants / counsel for the defendants within three weeks. Delay stands condoned. Plaintiff's rejoinder in IA No. 39758/2024 is taken on record. IA stands disposed off.

CS(COMM) 679/2017

7. Matter is at the stage of recording of examination-in-chief of PW-1 Mr. Tejal Saini. Though the witness is present today, in view of the pendency of the IA filed by def no. 1 & 2 for seeking



leave to place on record additional documents, Id. Counsel for the plaintiff submits that it would be appropriate to proceed ahead for recording of evidence once the said application is adjudicated upon by the Hon'ble Court.

8. In view of IA Nos. 47997/2024 and 39758/2024, be placed before the Hon'ble Court on the date already fixed i.e. 21.07.2025, for further directions.

Dr. AJAY GULATI
(DHJS),
JOINT REGISTRAR (JUDICIAL)

MAY 29, 2025/sk

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