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

+ CONT.CAS(C) 889/2015, 189/2016 & 1284/2016

HANSRAJ GUPTA & CO (P) LTD

..... Petitioner

Through: Mr.Anand Yadav & Ms.Anita Tomar,
Advocates

versus

USHA WADHWA & ORS

..... Respondents

Through: Ms.Smita Maan & Mr.Vishal Maan,
Advocates for R-1, 3 to 5
Mr.Jayant K.Sud, Sr.Advocate with
Mr.Honey Khanna & Ms.Vaishali
Soni, Advocates for R-2

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MS. JUSTICE PRATIBHA RANI

ORDER

% **19.03.2018**

1. Learned counsel for the respondents states that they have complied with the order dated 14.12.2017, by depositing a sum of ₹50,000/- each in the Registry, that has been placed in FDRs.

2. Learned counsel for the petitioner confirms the aforesaid position. He, however, states that the respondents No.1 & 2 had already filed a common reply to the contempt petition under index dated 19.09.2016 and after the last order, the respondent No.1 has filed another reply dated 10.01.2018 to the contempt petition alongwith the respondents No.3 and 5 whereunder she has tried to change her stand taken in the earlier reply.

3. A perusal of the reply dated 19.09.2016 reveals that on the index page and the last page, it has been typed that the reply has been filed by the respondents No.1 to 5. However, the affidavits filed in support are only of the respondents No.1 & 2 and in long hand, a correction has been made on

the index page, mentioning that the said reply has been filed by the respondents No.1 & 2 alone.

4. In view of the fact that the respondents No.1 & 2 had already filed a common reply on 19.09.2016, there is no good reason for the respondent No.1 to have filed another set of reply along with the respondents No.3 to 5. The respondent No.1 shall remain bound by the reply filed by her jointly with the respondent No.2 under index dated 19.09.2016. The reply dated 10.01.2018, filed later on, shall be confined to the respondents No.3 to 5.

5. Learned counsels for the respondents take a preliminary objection with regard to the *locus standi* of the petitioner to file affidavits in support of the present petitions by stating that he is not a Director of Hans Raj Gupta & Co. Pvt. Ltd., which fact is borne out on perusing the website of the Registrar of Companies relating to Hans Raj Gupta & Co. Pvt. Ltd. as downloaded and filed by the respondent No.2 as part of Annexure 'B' filed with the reply to Contempt Case (C) No. 1284/2016.

6. Learned counsel for the petitioner is directed to file a downloaded copy of the Company Master Data indicating the names and details of all the Directors of the Hans Raj Gupta & Co. Pvt. Ltd for the years 2015, 2016 & 2017, within eight weeks, with copies furnished to the learned counsel for the respondents.

7. The presence of the respondent No.2 is dispensed with, on the next date of hearing.

8. List on 07.12.2018.

HIMA KOHLI, J.

PRATIBHA RANI, J.