

Before : Sachin B. Bhansali,
Prothonotary & Senior Master
Date : 27th June, 2024

FOR DIRECTION :

6	S/562/2023	)	Mr. Abhishek Adke, Advocate for the plaintiff.
	with	)	
	connected matters	)	Ms. Shubhangi Khandelwal i/b. Economic
		)	Laws Practice, Advocate for defendant nos. 1
		)	and 10.
		)	
		)	P.C.: Perused praecipe dated 25.06.2024, filed by
		)	ld. Advocate for the plaintiff for passing order,
		)	transferring present suit to the list of
		)	Undefended Suits against defendants.
		)	
		)	Perused Affidavit of Service dated 08.12.2023,
		)	filed on 15.12.2023, and remark given by the
		)	Master (Adm), Suit Board Department, which
		)	shows that Writ of Summons has duly been
		)	served upon all defendants i.e. defendant nos.
		)	1 to 11 by R.P.A.D on 29.11.2023. I have also
		)	perused Exhibits C to N, which show that
		)	items were delivered to the addressees on
		)	their respective address.
		)	
		)	Ld. Advocate for defendant nos. 1 and 10
		)	submits that she is in process of filing
		)	application for condonation of delay, caused in
		)	filing written statement by defendant nos. 1
		)	and 10 and therefore, prays that adverse
		)	orders may not be passed against these
		)	defendants.
		)	
		)	In reply, ld. Advocate for the plaintiff submits
		)	that 90 days are already over, however,
		)	defendants failed to file written statement
		)	within time, therefore, order, transferring suit
		)	to the list of Undefended Suits may be passed
		)	against defendants including defendant nos. 1
		)	and 10.
		)	
		)	As the ld. Adocate for defendant nos. 1 and 10
		)	submitted that she is in process of filing
		)	Interim Application for condonation of delay,

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contd....)
S/562/2023)
with)
connected matters)

caused in filing written statement, it would not be appropriate to pass any adverse order against these defendants. However, none appeared for defendant nos. 2 to 9 and 11. Despite granting sufficient opportunities, these defendants failed to file written statement within time. Moreover, none appeared for and on behalf of these defendants to pray that they are going to file application for condonation of delay. Hence, suit against defendant nos. 2 to 9 and 11 is transferred to the list of Undefended Suits.

Stand over to 11.07.2024 for appropriate directions against defendant nos. 1 and 10.

In the meantime, defendant nos. 1 and 10 to take appropriate steps.

Date : 27.06.2024

Prothonotary and Senior Master

RAJEEV
VIJAY
ACHARYA

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signed by
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