

**M/s Shilpa Medicare Ltd. Vs. M/s Salus
Pharmaceuticals & anr.
COMS No. 5 of 2024**

10.09.2024 Present: Mr. Neeraj Gupta, Senior Advocate, with Ms. Shradha Karol, Advocate, for the plaintiff.
Mr. Jyotirmay Bhatt, Advocate, for the respondents.

An application filed under Order 39, Rules 1 & 2 of the Code of Civil Procedure, is pending adjudication, in terms of the directions passed by Hon'ble Division Bench of this Court in FAO(OS) No. 10 of 2024, decided on 29.07.2024, Hon'ble Division Bench while disposing of the said appeal and while setting aside the ex-parte order that was passed, has been pleased to observe in para No.15 of the judgment that learned Single Judge to decide the application after hearing both the parties, as expeditiously as possible and preferably within a period of one month, from the date of filing of the reply. The case thereafter was listed on 09.08.2024, on which date, reply stood filed and time was sought to file rejoinder. Now, the pleadings in the application are complete. Today, a request has been made by learned Counsel for the respondents for adjournment of hearing on the application under Order 39, Rules 1 & 2 of the Code of Civil Procedure.

Taking into consideration the directions that have been filed by Hon'ble Division Bench while disposing of

the appeal, by way indulgence, this case is ordered to be listed on **17.09.2024** and it is clarified that no further adjournments in the matter shall be granted.

(Ajay Mohan Goel)
Judge

September 10, 2024
(Shivank Thakur)