

Himachal Pradesh Beverage Ltd. Vs. Rakesh Kumar & Ors.

COMS No. 6 of 2022

22.04.2024 Present: Mr. Praveen Sharma, Advocate, vice Mr. Aditya Sood, Advocate, for the plaintiff.

Mr. Rajneesh K Lal and Ms. Shrishti, Advocates, for defendant No. 1.

Mr. K.S. Thakur, Advocate, for defendant No. 2.

Mr. Atharv Sharma, Advocate, for defendant No. 3.

Mr. Janesh Mahajan, Advocate, for defendant No. 4.

Written-statement filed on behalf of proforma defendant No. 3 is on record. Though, written-statements on behalf of defendants No. 1 and 4 stand filed, but same has been kept in part B of the file, for the reason that aforesaid respondents on account of their having not appeared before the court despite notice, were proceeded exparte vide order dated 18.04.2022 passed by learned Additional Registrar Judicial. Though, no separate application has been filed for setting aside exparte order, but having taken note of the fact that aforesaid defendants stand duly represented and they have filed written-statement, this Court, on the oral request of learned counsel representing aforesaid defendants is deems it fit to recall the order dated 18.04.2024 inasmuch as aforesaid defendants have been proceeded exparte. Ordered accordingly.

Written-statements filed by the defendants No. 1 & 4 are ordered to be placed in the main file. Written-statement

on behalf of defendant No. 2 though stated to have been filed, but the same is not on record. Registry is directed to trace and place the same on record, if in order. Since, copies of written-statement filed on behalf of all the defendants stand received by learned counsel for the plaintiff, he prays for and is granted four weeks' time to file replication.

April 22, 2024
(*Sunit*)

(Sandeep Sharma)
Judge