

TM No. 3/22

**M/S GOLDMEDAL ELECTRICALS PVT LTD Vs. DALPAT
SINGH**

31.03.2023

**Present: Sh. Kamal Naresh, Ld. Junior Counsel for
Plaintiff.**

**Ms. Tanvi Bhatnagar and Ms. Shilpi Sinha, Ld.
Counsel for Defendant.**

Heard. Perused.

Record reveals that on 15.11.2022, 17.12.2022 and 09.02.2023; after seeking of one week time by plaintiff through Junior Counsel; matter was adjourned for compliance of directions of Delhi High Court in case of '*Vishal Pipes Limited Vs. Bhavya Pipe Industry*' 2022 SCC OnLine Del 1730'. Till date no appropriate application has been *e-filed* by plaintiff in compliance of above said orders of Delhi High Court.

Record reveals that on 27.01.2022, plaintiff was granted *ex-parte* ad-interim relief by Court of Ld. ADJ-03, from where this case was later on received on transfer.

Applications of defendant are already on record seeking vacation of that interim order.

On 15.11.2022, initially one week time was sought by plaintiff through junior Counsel for compliance of directions/orders of Delhi High Court above said but now more than 19 weeks have passed but plaintiff is yet to comply with said orders.

Ld. Junior Counsel for plaintiff submits that by 2 pm today itself he will *e-file* application for amendment in plaint with proposed amended plaint etc. and then physically file it.

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In case appropriate steps are not taken by plaintiff for compliance of order of Delhi High Court in above said case of '*Vishal Pipes Limited Vs. Bhavya Pipe Industry*' 2022 SCC OnLine Del 1730' within one week from today; ex-parte ad-interim order dated 27.01.2022 shall stand vacated and further necessary consequences shall follow.

Ld. Counsel for defendant also seeks adjournment as they wish to *e-file* application under Order VII Rule 10 CPC and also want to take steps for earlier filed application.

Fixed **27.04.2023** for arguments on pending applications.

This order be uploaded on the website of the Delhi District Courts.

GURVINDER PAL SINGH
District Judge (Commercial Court)-02
Patiala House Court, New Delhi.
31.03.2023_(vkp)