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

+ **FAO(OS) (COMM) 46/2016**

VIDEOCON TELECOMMUNICATIONS LTD

..... Appellant

Through Mr Sandeep S Ladda, Adv. with
Mr Yashvardhan, Mr Devender Singh, Adv.

versus

TOWER VISION INDIA PVT LTD

..... Respondent

Through Mr Parag Tripathi, Sr. Adv. with Ms Tinu
Abraham, Mr Vishal Sagar, Adv.

+ **FAO(OS) (COMM) 47/2016**

VIDEOCON TELECOMMUNICATIONS LTD

..... Appellant

Through Mr Sandeep S Ladda, Adv. with Mr Soumik
Ghosal, Mr Devender Singh, Adv.

versus

ATC TELECOM TOWER CORPORATION PVT LTD

..... Respondent

Through None.

+ **FAO(OS) (COMM) 48/2016**

VIDEOCON TELECOMMUNICATIONS LIMITED

..... Appellant

Through Mr Akhil Sibal, Adv. with Mr Sandeep S
Ladda, Mr Nakul Mohta, Ms Shikha Sarin, Mr
Devender Singh, Adv.

versus

VIOM NETWORK LIMITED

..... Respondent

Through None.

+ **FAO(OS) (COMM) 49/2016**

VIDEOCON TELECOMMUNICATIONS LTD

..... Appellant

Through Mr Akhil Sibal, Adv. with Mr Sandeep S
Ladda, Mr Nakul Mohta, Ms Shikha Sarin, Mr
Devender Singh, Adv.

versus

INDUS TOWERS LTD

Through

..... Respondent

Mr Sandeep Sethi, Sr. Adv. with Mr Dinesh Agnani, Mr Nishant Menon, Mr Abhishek Birthray, Mrshafiq Ahmed, Advs.

CORAM:

HON'BLE MR. JUSTICE BADAR DURREZ AHMED

HON'BLE MR. JUSTICE ASHUTOSH KUMAR

ORDER

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15.07.2016

CM 24676/2016 in FAO(OS) (COMM) 46/2016

CM 24679/2016 in FAO(OS) (COMM) 47/2016

CM 24682-83/2016 in FAO(OS) (COMM) 48/2016

CM 24686-87/2016 in FAO(OS) (COMM) 49/2016

Allowed subject to all just exceptions

FAO(OS) (COMM) 46/2016 & CM 24675/2016 & 24677/2016

FAO(OS) (COMM) 47/2016 & CM 24678/2016 & 24680/2016

FAO(OS) (COMM) 48/2016 & CM 24681/2016 & 24684/2016

FAO(OS) (COMM) 49/2016 & CM 24685/2016

After hearing the learned counsel for the parties on both sides at some length, it is agreed that the following order be passed:

1. The learned Single Judge shall pronounce the decision on the pending OMPs without requiring the appellant to make the deposit as directed in the orders dated 01.04.2016 and 26.05.2016, at this stage.
2. The appellant shall give an undertaking before the learned Single Judge that it shall not part with any of the fixed assets to the extent of amounts prayed for in the said OMPs till the disposal of the OMPs.
3. The appellant shall also file a statement of its fixed assets in a sealed cover before the learned Single Judge within a week as certified by the Chartered Accountant in terms of value.

We are making it clear that we have not made any observations on the merits of the matter and the learned Single Judge shall render his decision independently. This

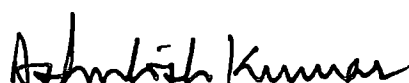
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consent order is only for the interim period and shall not come in the way of the learned Single Judge in any manner in his arriving at a decision on merits and is without prejudice to the rights and contentions of the parties as argued before the learned Single Judge.

The appeals stand disposed of on the above terms.

Dasti under the signatures of the Court Master.


BADAR DURREZ AHMED, J


ASHUTOSH KUMAR, J

JULY 15, 2016/ab