

Before : C.J. Bhatt  
I/c. Prothonotary and Senior Master

Date : 11<sup>th</sup> September, 2024

**FOR DIRECTIONS :**

17. S/169/2024 ) Mr. Jigar Parmar a/w. Ms. Pranali Vyas i/b. Khaitan  
with connected matters ) and Company, Advocate for the Plaintiff  
)  
) Mr. Ayush Chaddha i/b. M/s. AZB and  
) Partners, Advocate for defendant nos. 1  
)  
) P.C. : Today, the matter is placed on board in view  
) of Praecipe dated 10.09.2024 filed by Ld. Advocate  
) for Defendant No. 1.  
)  
) Ld. Advocate for Defendant No. 1 submits that vide  
) conditional Order dated 09.08.2024, Defendant No.  
) 1 was directed to file Written Statement within  
) stipulated time as provide under Order VIII Rule 1 of  
) CPC. He further submits that Written Statement on  
) behalf of Defendant No. 1 is affirmed and ready,  
) however, same could not be filed on or before  
) 09.09.2024 i.e. within 30 days of the date of service  
) of the Plaint. He further submits that delay of one  
) day in filing Written Statement may be condoned  
) and Written Statement may be taken on record.  
)  
) Ld. Advocate for Plaintiff submits that inspite of  
) conditional order passed to file Written Statement,  
) the same has not been complied with within  
) stipulated time as provided under Order VIII Rule 1.  
) However, he has no objection if one day's delay  
) caused in filing Written Statement is condoned.  
)  
) Ld. Advocate for Defendant No. 1 to file Written  
) Statement in the department. Office to take the  
) Written Statement of Defendant No. 1 on record.  
)  
) Defendant nos. 2 to 4 to file written statement  
) within stipulated period as provided under

.... Continued

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: 2 :

) Order VIII Rule 1 of C.P.C., failing suit against  
) these defendants will be transferred to the list  
) of Undefended Suits.  
)  
) Praecipe stands disposed of. Stand over to  
) 27.09.2024.

Date : 11.09.2024

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