

KUNTA DEVI ETC Vs. ASHOK KUMAR ETC

08.04.2024

Present : Sh. Sachet Sharma, Ld. Counsel for the plaintiffs along with plaintiff no.2.
Sh. Raj Kumar, Ld. Counsel along with defendants No.1&4.
None for the other defendants on call at 10.41am.

An application is filed and copy is supplied. Sh. Sharma does not want to file any formal reply to the application and wants to argue the matter straightway. Sh. Sharma states that the present application is not maintainable as the right to file Written statement to the defendants No.1&4 have already been closed vide Order, dated 05.02.2024 and these defendants should have challenged that Order, rather, by the present application they seek extension of time, on the other hand, Sh. Kumar seeks opportunity on the ground that the complete file/brief was not returned by the previous Counsel and even the defendant No.4 is a newly added defendant Smt. Shashi Bala vide Order, dated 02.12.2023.

Under the circumstances, I am inclined to give opportunity to these defendants to submit written statement with copy to Sh. Sharma in advance and against receipt but subject to costs of Rs.2000/-, half amount of which is ordered to be deposited with DLSA, East within a week and remaining half amount of the costs is ordered to be paid to the plaintiff. WS be filed within 30 days from day.

Be put up for admission/denial and framing of issues on
07.05.2024. Parties/representatives be present in person. Receipt be
shown and cost be paid on that day.

(Sanatan Prasad)
Additional District Judge-02 (East)
Karkardooma Courts/Delhi/08.04.2024