

09.01.2025

Present: Ld. Counsel for petitioner.
Respondent no. 2 in person.
Sh. Neeraj Bhandari, Ld. Counsel for respondent
no. 3 through VC.
None for the respondents no. 4 to 6.

Objections not filed on behalf of the respondents no. 4 to 6. On the last date of hearing, two weeks' time was given to respondents no. 4 to 6 to file objections.

Despite directions, respondents no. 4 to 6 have not filed objections. It seems that respondents no. 4 to 6 do not want to file objections, therefore their right to file objections is hereby closed.

Reply to application u/O VIII Rule 1 CPC r/w section 5 of Limitation Act and section 151 CPC filed on behalf of the petitioner.

Arguments heard on the aforesaid application seeking condonation of delay of 172 days in filing WS/objections on behalf of respondent no. 3.

It is stated in the application that respondent no. 3 could not file WS within time as settlement talks were going on between the parties out of the court and he was under the impression that the matter would be settled between the parties.

Ld. Counsel for the petitioner submits that no settlement talks were ever going on between the parties before referring the matter to the Mediation.

Though no reasonable ground has been mentioned in the application, however to decide the case on merits, the delay in filing WS on behalf of respondent no. 3 is condoned, subject to cost of Rs. 5,000/- to be paid to the petitioner on the next date. Let the WS filed on behalf of the respondent no. 3 is taken on record.

Ld. Counsel for the petitioner seeks some time to file replication qua WS of respondent no. 3. Let the same be filed within four weeks from today with advance copy of the same to Ld. Counsel for the respondent no. 3.

The contesting parties are directed to file affidavit of admission/denial of documents and exchange copies of the same with each other on or before the next date of hearing.

Put up for completion of pleadings and framing of issues on **08.04.2025**.

(Hem Singh)
District Judge-01
East/KKD Court/Delhi/09.01.2025