

14CS DJ485/23

MANAS SARKAR Vs. SHUKLA SARKAR

20.11.2023

Present : Ms. Ankita, Ld. Counsel for plaintiff.
Sh. Prem Prakash, Ld. Counsel for defendant along
with defendant.

WS was filed on behalf of defendant on 26.09.2023.

Ld. Counsel for plaintiff submits that defendant was served on 17.08.2023 and WS was filed only on 26.09.2023 i.e. after 30 days of expiry of stipulated period. She further submits that there is no application for condonation of delay for taking WS on record.

Ld. Counsel for defendant submits that on oral application, WS be taken on record as there is small delay of 8 days.

After some arguments, Ld. Counsel for plaintiff submits that in case WS is to be taken on record, the same should be subject to cost.

In view of submissions of Ld. Counsel for plaintiff and the fact that there is only 8 days' delay, oral application is allowed and WS is taken on record.

Replication, if any, be filed by plaintiff within 15 days with advance copy to the opposite side.

Both the parties are directed to file affidavit of admission/denial of documents on or before NDOH.

List for filing of the same and framing of issues **for 08.01.2024.**

(Rahul Bhatia)
ADJ-01 (South East) Saket Court
New Delhi/20.11.2023 (vg)