

CS No. 440/23 DEVINDER MOHAN GUPTA Vs. GAURI

21.11.2025

Present: Plaintiff with Ld. Counsel Ms. Riya Goyal.
Defendant-1 is exparte (vide order dt. 10.12.2024)
Defendant-2 & 3 are exparte (vide order dt. 14.08.2024).
Defendant-4 is exparte (vide order dt. 01.05.2025).
Sh. Gaurav Dalal, Ld. Counsel for the defendant-5.
Mr. Mohit Sharma, Ld. Counsel for the defendant-6.
None for the defendant-7.

In spite of calls and waiting, none appeared for the defendant-7.
Hence, defendant-7 is hereby proceeded against exparte.

It is noted that defendant-5 filed the reply/written statement along with documents and an application for condonation of delay in filing the reply/written statement, on 12.11.2025. Copies already supplied.

Ld. Counsel for the plaintiff submits that plaintiff does not wish to file any reply to the aforementioned application and she further stated that though there is delay of 15 days in filing the reply/written statement, yet plaintiff has no objection if the said application is allowed.

Heard on the application for condonation of delay in filing the reply/written statement. Case file perused.

In view of above and for the reason stated in the application, the same is allowed and the delay is condoned. Written statement taken on record. Application disposed of as such.

Ld. Counsel for the plaintiff submitted that she has received the copies of the written statement along with documents through electronic mode but some of the pages are illegible.

Ld. Counsel for the defendant-5 undertakes to supply hardcopy of the reply/written statement and the documents to the Ld. Counsel for the plaintiff within a week. Let the needful be done.

Let replication to the reply/written statement of defendant-5, if so required, be filed with its advance copy to the other side.

Ld. Counsel for the plaintiff presses for ad interim injunction. Heard.

Plaintiff as well as defendant-5- both are claiming themselves to be the owners of the suit property, so they are directed to maintain the status quo in respect of the suit property, till the next date of hearing and/or till the disposal of the application under Order XXXIX Rules 1 & 2 CPC.

List this matter for replication to the written statement of defendant-5, if any, admission denial and framing of issues and for arguments on application under Order XXXIX Rules 1 & 2 CPC on 14.01.2026.

(Ravinder Singh - I)
District Judge-03/East District,
KKD Courts, Delhi/21.11.2025/j