

CS no.57674/16

Anurag Gulati VS Enviroway Bioscience Pvt Ltd

24.05.2019

Present: Ld. Counsel for plaintiff.

Ld. Proxy Counsel for defendant along with AR.

On the last date of hearing, defendant was given 30 days time to file WS but WS is filed today in the Court.

Arguments heard on the condonation of delay application.

It is submitted by Ld counsel for plaintiff that the stamp is not affixed on condonation of delay application and also in order to avoid further delay, the present application may be allowed but subject to heavy cost. In view of no objection given by Ld counsel for plaintiff, the present application is allowed subject to cost of Rs. 5,500/-, out of which Rs. 3,500/- to be paid to plaintiff, remaining cost of Rs. 2,000/- to be deposited in NDLSA before the next date of hearing.

Further it is noted that Court fee is not filed along with counter claim and rather an application is moved thereby seeking some time to file the same. Request is allowed.

Counter claimant may file court fee within two weeks. Application accordingly disposed off.

Within 30 days from today, rejoinder as well as WS to the counter claim may file by plaintiff with copy to the opposite party within same duration. Counter claimant may file his rejoinder within 30 days from the date of receipt of copy with copy to the opposite party within same duration.

Both the parties are directed to file original documents on

record, if not already filed within 15 days. Both the parties to appear along with their affidavit of admission/denial on the next date of hearing.

Put up for framing of issues on **28.11.2019.**

(Twinkle Wadhwa)
ADJ-03/PHC/NEW DELHI.
24.05.2019