

CS No. 379/21

Naresh Kumar Vs. Delhi Gymkhana Club Ltd.

20.12.2021

Present: Sh. K. Gangadharan, Ld. Counsel for plaintiff.
Ms. Sonali Chopra (Through VC) & Ms. Sarleen Kaur,
Ld. Counsel for defendant.

Sh. Rajeev Dayal, Advocate, who had earlier filed his Vakalatnama for the defendant, seeks permission to withdraw his Vakalatnama. Request allowed.

The defendant has filed written statement.

The defendant has moved an application u/O 8 Rule 1 CPC seeking condonation along with affidavit. Copy supplied.

The defendant has also moved an application u/O 7 Rule 11 CPC seeking rejection of the plaint along with affidavit. Copy supplied.

Ld. Counsel for the plaintiff states that an application was moved for striking off the defence. However, Ld. Counsel for the plaintiff wants to withdraw this application, as it was not accompanied with affidavit. Ld. Counsel for the plaintiff seeks liberty to file an appropriate application along with affidavit.

In view of the above, the application dated 13.12.2021 moved on behalf of the plaintiff for striking off the defence is dismissed as withdrawn.

Ld. Counsel for the plaintiff states that first, the application u/O 8 Rule 1 CPC may be disposed of.

To come up for disposal of the application u/O 8 Rule 1 CPC moved on behalf of the defendant on **25.01.2022**.

The plaintiff may file reply to the above application within two weeks with copy to Ld. Counsel for the defendant.

(Dinesh Kumar Sharma)
Principal District & Sessions Judge
New Delhi/20.12.2021