

CS No. 1155/18  
PRAKASH BROTHERS Vs. KAPOOR BOOK AND  
STATIONARY COMPANY PVT LTD AND ORS

29.01.2026

Present: Ms. Lakshmi Gupta, Ld. Proxy Counsel for plaintiff.  
Ms. M. Vidhya, Ld. Proxy Counsel for defendants  
no. 1, 2 and 3.  
Mr. Pradeep Kar, Ld. Counsel for defendants no. 1, 2  
and 3 through VC.  
Mr. Rakesh Bhugra, Ld. Counsel for defendant no. 4  
through VC.

It is submitted by Ld. Counsel for defendant no. 4 that one application u/O 7 Rule 11 of CPC is pending for disposal and on the last date of hearing last opportunity was granted to the plaintiff to file reply. It is submitted by Ld. Proxy Counsel for plaintiff that one more opportunity should be granted to file reply of the above-mentioned application as today main counsel is busy in another matter before the Hon'ble High Court of Delhi.

Application u/O 6 Rule 17 CPC and u/O 7 Rule 14 is moved on behalf of plaintiff. Let copies of same be supplied to the opposite counsels.

Record reveals that on the last date of hearing last opportunity was granted to the plaintiff to give reply to the application u/O 7 Rule 11 of CPC moved on behalf of defendant no. 4 and it was specifically mentioned that in case of failure the application shall be decided after hearing arguments and on the basis of material available on record.

Contd...2/-

Today neither reply is filed nor main counsel is available to address the arguments and proxy counsel appearing on behalf of plaintiff is seeking an adjournment on the ground that main counsel is busy in another matter before the Hon'ble High Court of Delhi. From the conduct of plaintiff, it appears that plaintiff is deliberately playing tactics to delay its own matter. Hence, cost of Rs. 10,000/- is imposed upon the plaintiff to be paid to DLSA, New Delhi District.

To come up for further clarifications, if any/orders on the application under Order 7 Rule 11 of CPC moved on behalf of defendant no. 4 on 19.02.2026 at 4 pm.

Liberty is granted to the plaintiff to give reply to the application under Order 7 Rule 11 of CPC within one week. Advance copy of reply be supplied to the opposite counsels.

(Meenu Kaushik)  
District Judge-03  
Patiala House Courts, New Delhi  
29.01.2026