

16.11.2023

Present: Sh. Devesh Kumar, Id. Proxy Counsel for plaintiff.
Sh. Rajender Kumar, Id. Counsel for all the defendants except
Ajay.

Records perused. Vide order dated 02.08.2023, it was observed that the vakalatnama has been filed on behalf of all the defendants except defendant no. 2 (v) namely Ajay. It was also observed that summons received back served. Report of the service of summons of defendant no. 2 (v) Ajay has been perused as per which the summons were served on 01.07.2023. No WS has been filed on behalf of defendant Ajay. Accordingly, his defence is hereby struck off.

WS already filed on behalf of other defendants. Copy already supplied on last date of hearing. The WS was annexed with the application under Order VIII Rule 1 CPC thereby seeking the condonation of delay of 12 days in filing the WS. It is submitted that defendant no. 1 is more than 90 years old and she was not well for which the WS could not be signed. Heard. Delay condoned. The WS is taken on record. Replication be filed within two weeks with advance copy to opposite party.

Last opportunity is given to file amended memo of parties in view of order dated 02.08.2023.

Put up for completion of pleadings/disposal of interim application/admission/denial of documents/framing of issues on 05.01.2024.

(KAPIL KUMAR)
ADJ-01/NE/KKD/DELHI
16.11.2023 sb