

CS119/23

SUBHASH GUPTA Vs. KUNTESH AND ORS

13.03.2024

Present: Sh. Umesh Gupta, Ld Counsel for the plaintiff.
Sh. Pradeep Kasana Ld Counsel for the defendant no.1.
Sh Monish Rais, ld Counsel for defendant no.2 and 3 is
present through VC.

An application Under Order IX Rule 7 CPC moved on
behalf defendant no.1 on 02.03.2024. Copy supplied.

Vide this application the relief has been sought that the
order dated 05.02.2024 vide which the defendant no.1 was proceeded
as ex-parte be recalled.

Ld Counsel for the plaintiff submits that he has no
objection, if the present application be allowed subject to cost. Heard.
Application is allowed subject of cost of Rs. 1000/- to be paid to the
plaintiff on next date of hearing.

Let the written statement be filed on behalf of defendant
no.1 within 3 weeks with an advance copy to the opposite party.
Thereafter, plaintiff shall be at liberty to file the replications,
if any, with advance copy to the opposite party.

Put up for completion of pleadings, arguments on
interim application, admission/denial of documents and
framing of issues on 15.04.2024.

(KAPIL KUMAR)
ADJ-01/NE/KKD/DELHI
13.03.2024