

CS 191/23
MAMTA Vs. PAWAR KUMAR GUPTA

02.04.2025

Present: Ld. Counsel for plaintiff.
Ld. Counsel for D-1 (i)/Lalita Gupta with Lalita Gupta in person.
D-1 (ii)/Hema in person.
None for D-1 (iii)/Himanshi despite service through publication on 15.02.2025.
D-2 to D-6 already ex-parte.

Written statement on behalf of Lalita Gupta filed. She has also filed reply to interim application of plaintiff. WS is accompanied with an application seeking condonation of delay in filing of written statement on the ground that Lalita Gupta is undergoing some treatment at GB Pant Hospital. Copy supplied.

With the consent of parties, the application is taken up for arguments.

Counsel for plaintiff submits that he has no objection in case the said application is allowed subject to cost.

Defendant Lalita Gupta was supplied with entire paper book on 30.01.2025 and thus she was to file her written statement within 30 days thereafter. Her ongoing treatment does not mean that she shall not file her written statement as per law. It is not her contention in the application that during the said period she was indisposed which prevented her from filing her written statement. Still in the interest of justice, the delay in filing of written statement is condoned subject to cost of Rs. 500/- to be paid by defendant/Lalita Gupta to plaintiff. Cost paid.

WS of Lalita Gupta is taken on record.

Hema Gupta seeks time to file written statement. Let she file her written statement as per law. She has claimed before this Court that she has already received the entire paper book in this case.

Defendant Himanshi has not filed her written statement despite service on 15.02.2025. None has appeared on her behalf today. Accordingly, she is proceeded ex-parte.

Status quo to continue till next date.

To come up for completion of pleadings and arguments on interim application of plaintiff on 17.07.2025.

Aashish Gupta
DJ-01/NE/KKD/DELHI
02.04.2025