

04.05.2023

Present: Sh. Sanjay Singh, learned proxy counsel for Sh. Jitender Kumar, for plaintiff alongwith plaintiff.
Sh. Pratap Paliwal, learned counsel for defendant no.1, 2, 3, 4 and 8.
Defendant no.6 in person.
Defendant no.7 is yet to be served.
None for remaining defendants.

Matter is fixed for service of defendant no.7 / appearance of defendant no.5 and 6 / completion of pleadings qua defendant no.1 to 6 & 8 / further proceedings.

As per record, steps not taken for service of defendant no.7.

In the interest of justice, one more opportunity is given in terms of order dated 15.11.2022 failing which cost shall be imposed.

It is submitted by learned counsel for defendant no.1, 2, 3, 4 and 8 that only copy of one site plan has been supplied by plaintiff. Plaintiff is directed to supply copy of the other site plan today itself against receiving. Thereafter, defendant no.1 to 4 & 8 are directed to file written statement and reply to the interim application within four weeks with an advance copy to the opposite party against receiving. Thereafter, plaintiff to file replication, if any with an advance copy to the opposite party against receiving.

Defendant no.5 has neither appeared nor filed her pleadings within the statutory period and till date. It appears that defendant no.5 is not interested in contesting the present suit. **Hence, defendant no.5 is hereby proceeded ex-parte.**

No pleadings have been filed on behalf of defendant no.6. In

the interest of justice, one more opportunity is given to take steps in accordance with law.

List for service of defendant no.7 / completion of pleadings qua defendant no.1 to 4, 6 & 8 / further proceedings, on **27.07.2023**.

MONA TARDI KERKETTA
ADJ-01/NE/KKD/DELHI
04.05.2023 pk

At 12.15 pm

At this stage, Sh. Jitender Kumar, learned counsel for plaintiff has appeared and submitted that a complete set of the paperbook including the site plans was already supplied to learned counsel for defendant no.1 to 4 & 8 but deliberately pleadings have not yet been filed on the pretext of non supply of the site plan. After going through the last email sent to learned counsel for defendant no.1 to 4 & 8, it is found that the attachment does not contain copy of the second site plan. Be that as it may.

Plaintiff is at liberty to pursue his remedy in accordance with law.

List on date already fixed i.e. **27.07.2023**.

MONA TARDI KERKETTA
ADJ-01/NE/KKD/DELHI
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