

20 CS 278/19
NARENDER SINGH @ NARENDRA SINGH Vs. ANIL
KUMAR SOM

30.04.2026

Present: Sh. Piyush Raghav alongwith Sh. Y.K. Sharma, Ld. Counsels for the plaintiff.
Sh. Priyanshu Raj, Ld. Counsel for the defendant (through VC).

An application under Order VIII Rule 10 read with section 151 of the Code of Civil Procedure has been filed by the plaintiff praying that the defence of the defendant be struck off.

It is stated that vide order dated 22.12.2022, the Court had directed the defendant to file the written statement with advance copy to the opposite side. The defendant has not complied with the said order till date. In these circumstances, it has been prayed that the defence of defendant be struck off.

In reply to the said application, it is stated that a cost of Rs. 2,000/- was imposed upon the defendant on 22.12.2022. However, the defendant was illegally arrested by the police officer of PS Ranipur, Haridwar on 30.08.2022 in FIR No. 0411/2022 under section 328/376-D/377 IPC and the defendant was in Judicial Custody. In these circumstances, the written statement could not be filed nor the cost could be paid. Hence, it is prayed that the application of the plaintiff be dismissed.

Heard.

In the interest of justice, one last and final opportunity is granted to the defendant to file the

written statement within a week subject to cost of Rs. 4,000/-.

Perusal of the record reveals that the written statement has already been filed. Let same be taken on record subject to payment of cost. Application at hand is hereby dismissed.

Let replication be filed on or before the next date of hearing with advance copy to the opposite side. List also for payment of cost.

List on **07.09.2026**.

(Gomati Manocha)
District Judge-02/North-East,
KKD Courts, Delhi/30.04.2026