

01.04.2026

Present: Ld. Counsel for plaintiff with plaintiff.
Ld. Counsel for defendant with defendant.

IA 1/26 (plaintiff's application U/s 151 CPC to bring on record replication.

Copy supplied. Plaintiff wants recall of order dated 02.12.2025 whereby right of plaintiff to file replication was closed. This is premised on the ground that the earlier counsel was not cooperating with the plaintiff and thus, she changed her counsel.

This cannot be a ground for recalling the order dated 02.12.2025, as it was after two opportunities that right of plaintiff to file replication was closed. Matter is today listed for PE and even then it is only today that the present application has been moved.

Counsel for defendant claims that this is only a ploy to delay adjudication of the matter.

Still, in the interest of justice, subject to cost of Rs. 5000/- to be paid by plaintiff to defendant, the order dated 02.12.2025 is modified to the limited extent that right of filing of replication closed vide the said order is opened and the replication filed with the present application is taken on record. Let the cost be paid within 2 weeks from today, failing which the replication shall not form part of record. Application is disposed off.

IA 2/26 (plaintiff's application U/s 151 CPC to bring on record list of witnesses.

Copy supplied. Application is allowed. List of witnesses filed with the application is taken on record.

CS 185/24

Plaintiff makes an oral prayer to bring on record two documents filed with replication (as per list dated 31.03.2026). Considering the fact that replication of the plaintiff has been taken on record and there is a reference of the said documents in the replication, the documents filed with replication are taken on record.

Considering the pleadings on record, there is no need to amend the issues framed on 02.12.2025.

List for payment of cost and PE on 06.08.2026.

Aashish Gupta
DJ-01/NE/KKD/DELHI
01.04.2026