

02.06.2026

Present: Sh. Gopal Sharma, Ld. Counsel for plaintiff
Plaintiff in person.
Sh. V.D Mishra, ld. Counsel for defendant no.1.
None for defendant no.2.
Sh. Amit Kumar, Ld. Counsel for defendant
no.3, 4 &5

1. An application u/o 8 Rule 1 CPC read with Section 151 CPC is filed on behalf of D1 and D3 to D5 seeking condonation of delay of 90 and 90 days respectively in filing the WS. Opposed by the Ld. Counsel for plaintiff that the application has been belatedly filed to delay the present proceedings.
2. Heard. Considered.
3. Keeping in view the mandate of Hon'ble Supreme Court in ***Kailash Vs. Nankhu & Salem Advocates Bar Association Vs. Union of India*** the mandate of Order 8 Rule 1 CPC is directory in nature and the delay can be condoned. Therefore, both the applications stands allowed, subject to payment of Rs. 1000/- each to be paid to the plaintiff on NDOH
4. Replication filed on behalf of plaintiff to the WS of D3 to D5.
5. Ld. counsel for D2 is directed to supply the copy of WS to the plaintiff.
6. Replication, if any be filed on or before NDOH with an advance copy to the opposite party

7. The plaintiff is directed to comply with the order dt. 13.01.2026 and grant an unobstructed access to the D1 in the suit property.
8. An application u/s 151 CPC seeking permission to enter, visit, maintain and clean the portion of the suit property in possession of D1 is filed on behalf of D1. Copy supplied to opposite party. Reply be filed on or before NDOH with an advance copy to the opposite party.
9. Now to come up for arguments on **11.08.2026**

(Akbar Siddique)
DJ-04, North, Rohini Courts,
Delhi/02.06.2026