

10 CS DJ 3090/24

SH. VINOD KUMAR BANSAL Vs. SH. SURENDER KUMAR
TANGRI

04.10.2024

Present:- Sh. Deepak Kumar, Ld. Counsel for plaintiff through

VC.

Sh. Badre Alam, Ld. Counsel for defendant.

1. Today, defendant has filed written statement, an application under Order VIII Rule 1 CPC, another application under Order VII Rule 11 CPC and counter claim on behalf of the defendant. Extra copy kept on court record for Ld. Counsel for plaintiff to collect against due acknowledgment.

2. Let the counter claim be checked and registered separately. Ld. Counsel for defendant seeks some time to file appropriate court fees on the counter claim.

3. It is submitted by Ld. Counsel for defendant that there is a delay of one day in filing of the written statement. It is submitted that the copy was supplied on the address mentioned in memo of parties on 22.08.2024 but the defendant was not residing there as the report has come back that the construction work was going on. WS was filed on 23.09.2024 as 22.09.2024 was a holiday.

4. Ld. Counsel for plaintiff submitted that the application may be allowed so that the suit can proceed further.

5. In view of the submissions made and the no objection of Ld. Counsel for plaintiff, the application under Order VIII Rule 1 CPC is allowed and the WS is taken on record. Let replication be filed within 4 weeks.

6. Reply to the application under Order VII Rule 11 be also filed within 4 weeks with advance copy to the opposite side.
7. Both the parties are directed to file affidavit of admission denial of documents of each other on the NDOH.
8. List for arguments on the pending application on **22.11.2024.**

(Rahul Bhatia)
DJ-1 (South-East), Saket Court
New Delhi/04.10.2024(sk)