

**Item No.10**

**CS DJ No.3107/2024  
Gaurav Mishra Vs. Arun Kumar Jindal**

**24.07.2025**

**Present: Sh. Manoj Kumar, learned counsel for plaintiff  
alongwith plaintiff.  
Sh. Siddharth Joshi, learned counsel for defendant.  
(Vide order dated 24.10.2024, the defence of the  
defendant has already been struck-off.)**

Submissions heard. Record perused.

Vide order dated 24.10.2024, the defence of the defendant was struck-off for non-filing of the Written Statement. Thereafter, one application under Order 8 read with Order 9 read with Section 151 CPC was filed.

The said application was filed by defendant alongwith the Written Statement.

It is submitted by learned counsel for plaintiff that the copy of the aforesaid application has not been supplied to him. However, he has further submitted that he has no objection if the aforesaid application is allowed subject to cost.

In view of the submissions, the aforesaid application stands allowed subject to cost of Rs.5,000/-. Written Statement is taken on record.

Copy of aforesaid application and Written Statement is supplied to learned counsel for plaintiff.

Learned counsel for defendant undertakes to pay the cost to the plaintiff on the next date of hearing.

Both the parties are directed to file their respective affidavits regarding admission/denial of documents on or before

the next date of hearing and exchange copies of the same with each other.

On request, list the matter for framing of issues on 16.10.2025.

**[Kuldeep Narayan]  
DJ-02, South-East,  
Saket Court, New Delhi  
24.07.2025/sk**