

CS No. 1122/19

RAKESH KUMAR Vs. BHUPENDER GUPTA

04.11.2020

Pursuant to the directions issued by the Hon'ble High Court of Delhi vide office Order No. 417/RG/DHC/2020 dated 27.08.2020 and directions issued by Learned District & Sessions Judge (South-East-District) vide Order No. Judl./Circular/F.43/South-East/Saket/2020/9904-9971 dated 26.09.2020, the matter (as per regular cause list) has been taken up physically.

Present: Sh. Siddhant Gautam, Counsel for the plaintiff alongwith plaintiff.

None for the defendant no.1.

Sh. Aditya Giri, Counsel for the defendant no. 2.

Sh. Aditya Giri, Counsel for the defendant no. 2 has connected through Video Conferencing.

Counsel for the plaintiff has submitted that neither the Vakalatnama nor Written Statement has been filed by both defendants despite service long ago. Counsel for the defendant no. 2 has submitted that he had filed an application under Section 10 CPC in this case in the March, 2020. Copy of same has been supplied to the counsel for the plaintiff. Counsel for the defendant no. 2 seeks two weeks time for filing Written Statement alongwith an application seeking condonation of delay in filing the Written Statement.

Counsel for the plaintiff on the other hand submits that defence of both defendants may be struck off in view of non filing of Written Statement till date.

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In view of subsequent lock-down due to COVID-19 Pandemic and prevailing situation, let copy of the order-sheet be sent to the counsel for defendant no.1 by way of WhatsApp and/or Email as per details available on record in this regard. Case is adjourned for further proceedings on **28.11.2020**.

(Vipin Kumar Rai)
ADJ-06/SE, Saket Court,
New Delhi/04.11.2020