

28.01.2025

One of the regular Stenographer is on half day leave today.

Present : Sh. O.P. Agarwal Ld. Counsel for plaintiff.
Sh. Sanjay Soti Ld. Counsel for D1 and D2.
Sh. V.P. Mishra Ld. Proxy counsel for Sh. Alok Pandey Ld. Counsel for D3 and D4.
Ms. Beena Kumari Reader / ASO for D5/SR.

D1 to D3 have been served on 22.11.2024.

D4 and D5 have been served on 03.12.2024 and 21.11.2024, respectively.

Perusal of record shows that WS a/w reply to the application u/o 39 R 1 and 2 CPC with supporting affidavit and documents, had been filed on 21.01.2025 by D1 and D2. Copy supplied.

WS of D1 and D2 has not been filed within stipulated period.

At this stage, Ld. Counsel for D1 and D2 submits that he received the copy of plaint on 23.12.2024 through whatsapp and thereafter, he had filed WS within stipulated period. He further submits that initially, he was not having complete / legible paper-book to which he had already filed application u/s 151 CPC for supplying the same which is pending adjudication. However, on perusal of record, same is not find placed.

Ahlmad is directed to flag relevant application, if any and apprise the court on NDOH.

At this stage, Ld. Counsel for D3 and D4 has filed WS a/w reply to the application u/o 39 R 1 and 2 CPC with V/nama. Copy supplied. The WS is not filed within stipulated period.

Ld. Counsel for D3 and D4 seeks time to file application for condonation of delay in filing WS. Heard. He is at liberty to proceed as per law.

D5 seeks time to file reply/WS. Heard. D5 is at liberty to proceed as per law.

Matter be listed for further proceedings on 06.05.2025.

(Gaurav)
District Judge-01/ SHD
KKD/Delhi/28.01.2025_(ch)