

27.05.2025

Present:- Sh. Gangan Wadhva, Ld. Counsel for the plaintiff with son of plaintiff.
Sh. Nikhil Yadav, Ld. Counsel for D1 through VC.
Ms. Garima Sehgal, Advocate stated to appearing for D2 through VC. **(She undertakes to file Vakalatnama within three days from today.)**
Sh. Sameer Vats, Ld. Counsel for D3 through VC.
None for D4 and D5.

WS alongwith documents and reply to the application under Order 39 Rule 1 and 2 CPC, were filed on behalf of D3 on 25.02.2025. The same has not been filed within the stipulated period to which Ld. Counsel for D3, seeks time to move an appropriate application qua the condonation of delay in filing WS. Heard. He is at liberty to proceed as per law.

In the meantime, D3 is directed to supply the copy of WS alongwith documents and reply to the application under Order 39 Rule 1 and 2 CPC to the plaintiff within a week from today.

At this stage, Advocate for D2 submits that she has been recently engaged in this matter and therefore, seeks time to file WS. Heard.

As per record, D2 was served on 23.09.2023. However, despite service, neither any WS within stipulated nor any application seeking condonation of delay has been filed so far. It seems that D2 does not wants to contest the present suit. **Therefore, right of D2 to file WS is hereby closed.**

Matter is adjourned.

Put up for further proceedings as well as consideration on the application under Order 39 Rule 1 and 2 CPC on 11.06.2025.

(Gaurav)
District Judge-01/ SHD
KKD/Delhi/27.05.2025