

04.01.2025

Present : Sh. Naveen Kumar Goel, Ld. Counsel for plaintiff.
Sh. Avneesh Mishra and Sh. Amit Mishra, Ld.
Counsels for defendant. (**Fresh V/K filed. Same be
taken on record**).

Today, matter is fixed for payment of cost as well as filing of replication, admission-denial of documents and framing of issues.

At this stage, Ld. Counsel for defendant has filed an application u/s 151 CPC for waiver of cost. Same be taken on record. Copy supplied.

At this stage, Ld. Counsel for defendant submits that he does not wish to pursue the present application and wants to withdraw the same. He further submits that he is ready to pay the cost. Heard.

Cost of Rs.5,000/- paid to Ld. Counsel for plaintiff through online and the same is acknowledged by Ld. Counsel for plaintiff.

In view of the submission, the aforesaid application is dismissed as withdrawn and is disposed of accordingly.

At this stage, Ld. Counsel for defendant pressed his application u/s 151 CPC qua filing of fresh Index on record. Copy supplied. On the other hand, Ld. Counsel for plaintiff submits that he does not have any objection to the abovesaid application and the same may be allowed in accordance with law. Heard.

Contd...

Keeping in view the facts and circumstances, reasons mentioned in the aforesaid application as well as on the basis of submissions made by the Ld. Counsel for defendant and the no objection given by the Ld. Counsel for plaintiff, **the application u/s 151 CPC is allowed and disposed of accordingly.**

Now, the index of WS filed by defendant be read as **“WRITTEN STATEMENT ON BEHALF OF OR BY THE DEFENDANT TO THE SUIT FILED BY THE PLAINTIFF VEENA RASTOGI”.**

At this stage, Ld. Counsel for plaintiff has pressed his application u/o 39 Rule 10 CPC r/w Section 15A for Recovery of Rent. Copy supplied today.

Ld. Counsel for defendant seeks some time to file reply to the aforesaid application. Heard. Be filed on or before the NDOH with advance copy to opposite party.

Matter is adjourned.

Put up for reply/arguments on application u/o 39 Rule 10 CPC r/w Section 15A for Recovery of Rent on 24.02.2025. NDOH is given as per the convenience of Ld. Counsels for the parties.

**(Gaurav)
District Judge-01/ SHD
KKD/Delhi/04.01.2025(ak)**