

CS NO. 169/21

RAMESH CHANDER GUPTA VS. ASLAM KHAN AND ORS.
19.12.2023

Present: Counsel for plaintiff.

Sh. Kushal Kumar, proxy counsel for defendant.

Written statement has not been filed despite several opportunities since September 2021. meanwhile, an application was moved by counsel for plaintiff seeking striking of defence of the defendant under Order VIII Rule 10 CPC.

Proxy counsel for defendant sought time to argue the application of the plaintiff and requested for adjournment. Let previous cost be also paid within one week from today.

Since written statement has not been filed for last two years, the right to file the written statement stands closed.

At this stage, learned counsel for plaintiff submits that he does not want to press his application under Order VIII Rule 10 CPC and he may be permitted to lead plaintiff evidence.

Application is dismissed being not pressed and disposed of accordingly.

Be listed for plaintiff evidence on 24.01.2024.

(Purva Sareen)
ADJ-01, South District
Saket Court, New Delhi
19.12.2023