

CS. No. 666/19
Vijay Jain vs. Neeru Saxena

29.01.2020

Present: Plaintiff with counsel Sh. Vikram Panwar.
Sh. Naveen Saxena, counsel for the defendant.

An application U/o. 8 Rule 1 CPC, written statement and reply to the application U/o. 39 Rule 1 & 2 CPC is filed by the defendant on 25.01.2020. Copy has been supplied.

Arguments on the application U/o. 8 Rule 1 CPC heard. It is stated that the legible copies of documents were not supplied and further the office file was misplaced due to ongoing renovation work in the office of the counsel for defendant. It is further stated that after strenuous efforts when the file was traced out, the counsel for defendant prepared the written statement and same was filed in the court on 25.01.2020. The said fact is strongly opposed by the counsel for the plaintiff.

I have considered the facts and circumstances of the case. Accordingly, the delay is condoned subject to cost of Rs. 2000/- payable to the plaintiff and WS is taken on record.

Arguments on the application U/o. 39 Rule 1 & 2 CPC heard.

Put up for orders as well as payment of cost, on
12.02.2020.

(Balwant Rai Bansal)
ADJ-05(SW)/Dwarka Courts
29.01.2020