

19.10.2024

Present: Ms. Shikha Sharma, Ld. Counsel for Plaintiff.
Mr. Abhinav, Ld. Counsel for Defendants through VC.
Sh. Sandeep, DEO, SR-IX, Kapashera in person.

It has been pointed out by the Ld. Counsel for Plaintiff that the Defendants have been served by way of ordinary process through process server on 02.05.2024 and it was erroneously concluded by this Court that the Defendants are unserved while overlooking the report of the process server.

I have perused the file.

I find that the Counsel for the Plaintiff is completely justified in her submissions. The Defendants have been served with the summons and copy of the plaint as far back as on 02.05.2024 but it appears that the Defendants took advantage of the Court's error and failed to apprise the Court that they have been served on 02.05.2024.

Considering the facts and circumstances, the Defendants are given one last and final opportunity to file WS within seven days from today failing which the right to file WS shall stand closed.

Let the WS be filed within one week subject to payment of cost of Rs. 15,000/- to be paid to the Plaintiff by the Defendants jointly on the next date of hearing.

Advance copy of the WS shall be supplied to the Plaintiff.

Put up for completion of pleadings and further proceedings on

25.01.2025.

(DIVYANG THAKUR)
DJ-03/ SOUTH-WEST
DWARKA/NEW DELHI
19.10.2024 (A)