

Civ DJ 160/2023
Ajit Singh Chadha Vs.
Gurvinder Singh Chadha & Ors.

15.09.2023

Present: Plaintiff with Ld. Counsels Sh. Saksham Arora, Ms.
 Stuti Mishra and Ms. Shelly Chauhan.
 Sh. Sumit Singh, proxy for Sh. Sundeshwar Lal, Ld.
 Counsel for defendants.

On 24.04.2023, written statement was filed on behalf of D-1 alongwith application for condonation of delay and reply to application u/o XXXIX Rule 1 & 2 r/w Sec. 151 CPC. As per Ld. Counsels for the plaintiff, the copies of the same have not been supplied to them.

For seeking condonation of delay in filing the written statement, the ground cited as that it could not be done due to ill health of D-1, however, no medical document has been annexed in support of the said contention.

This Court is of view that considering the fact that the written statement was filed within period of 90 days and that efforts should be made to decide the suit on merit, the written statement of D-1 is being taken on record subject to cost of Rs.3000/-, to be paid by D-1 to plaintiff.

D-1 to supply copy of written statement and reply to application u/o XXXIX Rule 1 & 2 r/w Sec. 151 CPC to opposite side in advance before NDOH.

Put up for consideration on **22.12.2023**.

(GOPAL SINGH CHAUHAN)
ADJ-03, WEST/DELHI
15.09.2023