

09.09.2024

Present: Sh. A.K. Jha and Sh. Sunil Kumar Ld counsels for the plaintiff.
Sh. Jabbar Ali, Ld counsel for the D-1 & D-2.
Sh. Vinay Rathi, Ld counsel for D-3.

Written statement along with reply of application under order 39 rule 1 & 2 CPC and some documents have been filed on behalf of the D-1 & D2. Copy of the same have already been supplied.

Ld counsel for the plaintiff seeks an adjournment for filing replication.

Arguments heard on application filed under order 8 rule 1 CPC, for condoning the delay in filing the written statement.

Ld counsel for the defendant no. 3 submits that there is delay about 20 days in filing the written statement. As per defendant no. 3, the delay, took place due to sending the draft written statement to the department for the purpose of signing the same and delay occurred in completing the formalities.

Case file perused. D-3 has been served on 21.03.2024 and written statement has been filed on 14.05.2024, the written statement is within 60 days from the service of defendant no. 3.

Considering the abovesaid facts, the delay in filing the written statement is condoned, subject to cost of Rs. 1000/- to paid to the plaintiff. *Application stands disposed off accordingly.*

Parties are directed to file affidavit of admission/denial of documents by supplying advance copy to each other.

All parties are directed to remain present on the NDOH for exploring the possibility of settlement between them.

Put up on **02.12.2024** for completion of pleadings, for settlement or in alternative for framing of issues as well as for consideration of application under order 39 Rule 1 & 2 CPC.

(SHIV KUMAR)
District Judge-02, Court no.127,
West Distt, Tis Hazari courts
Delhi:09.09.2024