

09.01.2020

Present: Sh. Ravinder Singh, Id. Counsel for the plaintiff
Sh. Anupam Sharma, Id. Counsel for defendant/DDA

1. Arguments on application under order 8 Rule 1 CPC filed by the defendant for seeking condonation of delay in filing the written statement.

2. There is delay of 141 days in filing the written statement. Service was effected on 09.04.2019 whereas the written statement was filed on 20.09.2019. Id. Counsel for the DDA is unable to explain any cogent explanation on the day to day basis, however, at this stage I have suggested to him to seek instructions from the DDA, if DDA is willing to make any statement that it would not be dispossessed or interfered in the settled possession of the plaintiff from the suit without due process of law as it is the only relief sought by the plaintiff in the present case and claims to be the owner of the property vide registered sale deed dated 20.11.1970. This fact that the plaintiff is settled possession of the suit property comes out clearly from the documents placed on record by her.

3. At request, put up the case on 16.03.2020 for seeking instructions on behalf of DDA/further proceedings.

**(SAVITRI)
ADJ-02,West/Delhi
09.01.2020**