

27.02.2023

Present: Sh. A.K. Mishra and Sh. Narinder Singh, ld. Counsels for the petitioner with petitioner in person.

Sh. N.K. Gupta, ld. Counsel for respondent no. 2.

R-3 already ex-parte and her right to file the WS already stands closed vide order dated 19.01.2022.

R-4 has already filed objections but not present today.

Sh. Nagender Singh, ld. Counsel for respondent no. 5.

An application has been moved u/s 151 on behalf of R-5 seeking condonation of delay in filing the objections. The application is briefly worded and the reason stated in the said application for not filing the objections within stipulated is that R-5 is a resident of Mumbai and due to Covid-19 she could not file the objections. The application does not even mention the days for which condonation has been sought.

It needs a highlight that R-5 was served on 13.07.2021 but the objections were filed on 5.5.2022. Evidently, plea of Covid-19 is frivolous. Despite there being no ground to condone the delay, in the interest of justice, objections are taken on record subject to costs of Rs. 25,000/ to be paid to the petitioner on the next date of hearing, failing which the defense of R-5 will be struck off.

Replication, if any, to the objections filed by R-5 be filed within 45 days from today. Right to file replication to written statement filed on behalf of R-2 & 4 stands closed.

Fresh Vakalatanama filed on behalf of petitioner.

Put up 22.04.2023 for further proceedings.

(Ajay Gulati-I)
ADJ-02, WEST
27.02.2023