

SAROJ ARYA Vs. SATENDER SINGH ARYA AND ORS

01.11.2023

This case has been listed before the undersigned for the first time since the undersigned has joined the present posting on 31.08.2023.

Present: Sh. Sidharth Singh, Id. Counsel for the plaintiff through V.C

An amended memo of parties has been filed on behalf of the plaintiff on 3.08.2023. Ld. Counsel for the plaintiff is directed to apprise the court on the next date of hearing, as to under which provision the case can be proceeded against the dead person and how by filing only the amended memo, the defects in the plaint can be cured.

As per report of the Ahlmad all the defendants refused to receive the summons and affixation has also been done by the process server.

Put up at 1: 00 for awaiting appearance on behalf of defendants.

(SHIV KUMAR)
ADJ-02, West Distt.
Tis Hazari Courts
Delhi:01.11.2023

1:20 P.M.

Present : Sh. Deepak Verma, Id. Counsel for defendant nos.1, 2 & 4.

Vakalatnama has been filed on behalf of D-1,2 & 4. Ld. Counsel for the defendant submits that he has not been supplied the legible copies of the documents and he also shown the said copies to the court. In view of the same, Id. Counsel for the plaintiff is directed to supply the legible copies of the documents to Id. Counsel for defendant nos. 1, 2 & 4 within one week and thereafter, the defendants are at liberty to file their written statement within 30 from the date of receiving the legible copies of the documents.

(SHIV KUMAR)
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At 2.45 P.M.

Present; Sh. Sidarth Singh, Id. Counsel for the plaintiff through V.C.

As per report of the process server, one person namely, Sumit Arya who claimed to be the relative of the defendants met at the given address and he told to the process server that the defendants are not residing at the given address and thereafter process server has carried out affixation of the summons and copy of plaint at the given address of the defendants. In view of the same, let fresh summons be issued to the unserved remaining defendants on filing of PF/RC and fresh addresses of the defendants. Steps be taken within 14 days from today. Process be given, dasti, as prayed for.

Ld. Counsel for the plaintiff insist for granting ex-parte stay in this case, however court is not inclined to grant ex-parte order without hearing the defendants.

Put up on 16.12.2023 for further proceedings.

(SHIV KUMAR)
ADJ-02, West Distt.
Tis Hazari Courts
Delhi:01.11.2023