

## KISMATUN Vs. BSES RAJDHANI POWER LTD

07.03.2024

Present: Sh. Rohit Baisla, ld. counsel for the plaintiff

None for D-1.

D-2 has been served on 16.02.2024. D-2 is at liberty to file her written statement within 30 days from the date of her service.

As per report of the process server, the D-3 does not reside at the given address. Ld. counsel for the plaintiff submits that D-3 is the sister of D-2 and both resides at the same address. He further submits that D-3 is intentionally avoiding the service of summons. Let fresh summons be issued to D-3 on filing of PF/RC. Process Server is also directed to carry out affixation of plaint and copy of summons at the outer door/wall of the house of the D-3, in case, D-2 or D-3 refused to receive the summons. Steps be taken within 14 days.

An application u/o 1 rule 10 CPC for impleading the HDFC Ergo General Insurance Company as defendant has been moved on behalf of the plaintiff, however in the plaint there is no pleading concerning the HDFC Ergo General Insurance Company and even in prayer clause no relief has been sought against the HDFC Ergo General Insurance Company

Ld. counsel for the plaintiff submits that he will move appropriate application for adding the relevant paras and the relief in the plaint.

Put up for awaiting the report of service of D-3 on 31.05.2024.

(SHIV KUMAR)

ADJ-02, West Distt. Tis Hazari Courts

Delhi: 07.03.2024

Contd. 2

At 10.50 A.M

At this state D-2 has appeared and she has been apprised about the today's proceedings and next date of hearing. She is also allowed to file her written statement within 30 days from the date of her service.

Put up on 31.05.2024, the date already fixed.

(SHIV KUMAR)  
ADJ-02, West Distt.Tis Hazari Courts  
Delhi: 07.03.2024