

Deepak Kapoor Vs. Ashish Dixit & Anr.
CNR No. DLCT010021352025
CS (Comm) No. 167/2025

02.09.2025

Present : Plaintiff alongwith Sh. Saurav Bhasin and Sh. Ketan Mehta, Advocates.
None for defendant No. 1 despite calls.
Sh. Sanjeev Kumar, Sr. Assistant of defendant No. 2 alongwith Sh. Dheeraj Singh, Advocate.

Heard. File perused.

Ld. Counsel of plaintiff, on instructions, submits that defendant No. 1 has been served through publication in terms of last order. He seeks and is granted time to place copy of relevant newspaper regarding publication of summons issued to defendant No. 1 for today, on record by next date.

Written statement alongwith list of documents with documents, affidavit of admission / denial of documents of plaintiff and application under Section 151 CPC seeking condonation of delay in filing written statement, have been filed on behalf of defendant No. 2. Copies supplied.

However, it is noted that each and every page of written statement is not signed; there is no Statement of Truth filed therewith; list of documents and admission / denial affidavit are not in prescribed format. Same are curable defects.

Ld. Counsel of defendant No. 2 seeks and is granted one week's time to cure the aforesaid defects and to file fresh and proper written statement duly signed on each and every page alongwith Statement of Truth and list of documents as well as admission / denial

affidavit in prescribed format, with the direction to supply advance copies thereof to the opposite side.

Ld. Counsel of plaintiff seeks and is granted one week's time to file reply of condonation of delay application, as also to move amendment application alongwith proposed amended plaint, with the direction to supply advance copies thereof to the opposite side.

In case any such amendment application is moved by plaintiff, defendant No. 2 may file written reply, if any thereto by next date, with the direction to supply advance copy thereof to the opposite side.

Put up on 26.9.2025 for compliance, replies, if any and arguments on the pending application(s).

The date is given as per mutual consent of both the sides.

(Vidya Prakash)
DJ (Commercial)-01, Central,
THC/Delhi / 02.09.2025