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**IN THE HIGH COURT OF DELHI AT NEW DELHI**

**CS(OS) 34/2021**

**SMT DEVINDER DHILLON & ANR. ....Plaintiffs**

Through: Mr. Divjyot Singh & Mr. Nipun Dwivedi, Advs. (joined through VC)

versus

**SH MANINDER SINGH DHINDSA & ORS.**

.....Defendants

Through: Mr. Vivek Sharma & Ms. Saumya Mehrotra, Advs. for D-1 (a) & D-2 (joined through VC)  
Mr. Bhuvanesh Sehgal, Adv. for D-1(c) (joined through VC)  
Mr. Sukhmeet Singh, Adv. for D-3 to 5 & 7  
Ms. Monika Verma, Adv. for D-6 (Mob.7742409386)

**CORAM:**

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA MAHENDRA, (DHJS)**

**ORDER**

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**26.07.2024**

**I.A. No. 30620/2024 (by D-2 u/O VII Rule 11 CPC)**

No reply has been filed to the captioned IA.

**I.A. No. 10113/2024 (by P-1 u/O I Rule 10 of CPC for impleading Mrs. Gulnaz Khan W/o Mohd. Vaseem Khan as party to the suit)**

2. Proper amended memo of parties has not been filed by the plaintiff and, therefore, defendant no.2 is also described as defendant no.1 in the Memo of Parties. So, the plaintiff is directed to file fresh/proper Amended Memo of Parties within two weeks with copy to the opposite side.

3. Learned counsel for defendants no.3 to 5 & 7 already submitted that the said defendants not wish to file any reply to the same and have no objection if the same is allowed.



4. Service report of notice issued to proposed defendant Mrs. Gulnaz Khan is awaited. At this stage, it is stated by learned counsel for the plaintiff that he has now got fresh address of said proposed defendant Mrs. Gulnaz Khan and requests that fresh notice of the captioned IA may be issued to said proposed defendant. Upon filing fresh address, fresh notice of captioned IA be issued to said proposed defendant Mrs. Gulnaz Khan by all permissible modes on taking steps by the applicant, returnable for the next date of hearing. At request, the process be given *dasti* in addition.

5. As per record, reply to the captioned IA filed by defendant no.2 / defendant no.1(b) is already on record and learned counsel for defendant no.1(c) submitted on the last date of hearing that he was adopting reply filed on behalf of defendant no.2/D-1(b) and so, it was ordered that the reply filed on behalf of defendant no.2/D-1(b) be read for defendant no.1(c) also. However, rejoinder to the said reply has not been filed by the plaintiff till date. Learned counsel for the plaintiff seeks some more time to file the rejoinder. In the interest of justice, no adverse order is being passed today and the last and final opportunity is granted to the plaintiff to file rejoinder within two weeks with copy to the opposite side.

6. No reply to the captioned IA has been filed by defendant no.6. Learned counsel for defendant no.6 seeks some time to file the reply on the ground that due to pregnancy of daughter of defendant no.6, the reply could not be filed by said defendant. In the interest of justice, no adverse order is being passed today and the last and final



opportunity is granted to defendant no.6 to file reply within two weeks with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.

7. As per office note, the defendant no.1(a) is served with notice of the captioned IA. Let reply, if any, to the captioned IA be filed by defendant no.1(a) within three weeks with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.

Since the date before the Hon'ble Court is short, place the captioned IA before the Hon'ble Court on date fixed i.e. 13.08.2024 alongwith pending applications.

**I.A. No. 6140/2021 (by P-1 u/O VI Rule 17 of CPC for amendment of plaint)**

8. Reply to captioned IA was filed on behalf of defendant no.2/defendant no.1(b). The said reply was also adopted on behalf of defendant no.1(c). Rejoinder to reply of defendant no.2/defendant no.1(b) was filed on behalf of plaintiff no.1. **Thus, pleadings qua defendant no.2/defendant no.1(b) and defendant no.1(c) are complete.**

9. Reply to captioned IA filed by defendant no.6 is already on record and learned counsel for plaintiff no.1 already submitted that he does not wish to file rejoinder to the same. **Thus, pleadings qua defendant no.6 are complete.**

10. Learned counsel for defendants no.3 to 5 & 7 already stated that he does not wish to file any reply to the captioned IA and has no objection if the same is allowed.

11. Steps have not been taken by the applicant for



service of defendant no.1(a). At request, issue fresh notice of the captioned IA to the defendant no.1(a) through all permissible modes on taking steps by the applicant, for next date of hearing.

Since the date before the Hon'ble Court is short, place the captioned IA before the Hon'ble Court on date fixed i.e. 13.08.2024, for further directions.

**I.A. No. 793/2021 (by P-1 seeking directions against D-1 & 2)**

12. Pleadings qua the captioned IA are complete.

Since the date before the Hon'ble Court is short, place the captioned IA before the Hon'ble Court on date fixed i.e. 13.08.2024, for further directions.

**I.A. No. 14586/2021 (by D-4 & 5 for stay against D-6)**

13. No reply to the captioned IA has been filed by defendant no.6. Learned counsel for defendant no.6 seeks some time to file the reply on the ground that due to pregnancy of daughter of defendant no.6, the reply could to be filed by said defendant. In the interest of justice and subject to imposition of cost of Rs.2000/- to be deposited with Delhi High Court Legal Services Committee by defendant no.6, the last and final opportunity is granted to the defendant no.6 to file reply within two weeks with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.

Since the date before the Hon'ble Court is short, place the captioned IA before the Hon'ble Court on date fixed i.e. 13.08.2024, for further directions.

**I.A. No. 9298/2024 (by P-1 for stay against D-6)**

14 No reply to the captioned IA has been filed by



defendant no.6. Learned counsel for defendant no.6 seeks some time to file the reply on the ground that due to pregnancy of daughter of defendant no.6, the reply could not be filed by said defendant. In the interest of justice, no adverse order is being passed today and the last and final opportunity is granted to the defendant no.6 to file reply within two weeks with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.

15. At this stage, learned counsel for the defendant no.3 to 5 and 7 submits that he does not wish to file any reply to the captioned IA.

Since the date before the Hon'ble Court is short, place the captioned IA before the Hon'ble Court on date fixed i.e. 13.08.2024, for further directions.

**I.A. No. 5822/2021 (by P-1 for stay against D-6)**

17. Pleadings qua the captioned IA are already complete.

Since the date before the Hon'ble Court is short, place the captioned IA before the Hon'ble Court on date fixed i.e. 13.08.2024, for further directions.

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18. Written Statement and Affidavit of admission/denial of documents has been filed on behalf of defendant no.2.

19. An application seeking amendment of plaint is pending for consideration.

20. Learned counsel for plaintiff already stated that he has received copies of all the three sale-deeds from learned counsel for the defendant no.6 in terms of order passed by the Hon'ble Court.



21. The defendant no.2/D-1(b) has not complied with the directions given in para no.30 of the last order and has not supplied copy of the documents to learned counsel for the plaintiff. The defendant no.2/D-1(b) is directed to comply with the said order before the next date of hearing.

22. Since the date before the Hon'ble Court is short, the matter may be placed before the Hon'ble Court on date fixed i.e. 13.08.2024, for further directions.

**PRIYA MAHENDRA (DHJS)**  
**JOINT REGISTRAR (JUDICIAL)**

**JULY 26, 2024/ab**

[Click here to check corrigendum, if any](#)