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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 95/2022 & I.A. 2758/2022 [u/s 80(2) CPC].**

DR. VIKRAM SAMPATH

.....Plaintiff

Through: Mr. Mukesh Sharma, Adv. with
Mr. Raghav Awasthi, Adv.

versus

DR. AUDREY TRUSCHKE & ORS.

.....Defendant

Through: None for D-1.
Ms. Aditi Saraswat, Proxy Counsel
for D-2.
Mr. Soutik Banerjee, Mr. Prasanna
S. Ms. Devika Tulsiani, Advs. for
D-3 (through VC)
Mr. Abhishek Kumar, Adv. for D-4
(through VC).
None for D-5/UOI.
Mr. Thejesh Rajendran, Adv. with
Mr. Tejpal Singh Rathore, Adv. for
D-6 (through VC).
Right of D-1 & 5 to file WS was
already closed.

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)

ORDER
27.05.2024

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Proceedings are being conducted through hybrid mode.

**I.A. No. 23681/2023 (by plaintiff for condonation of delay
of 116 days in filing replication qua D-6)**

1. It is submitted that the captioned IA is coming up for
hearing before the Hon'ble Court on 30.07.2024.



2. Ld. Counsel for plaintiff has submitted that he does not wish to pursue the captioned IA and wants to withdraw the same.
3. In view of above submissions, the captioned IA stands dismissed as withdrawn.

**I.A. No. 15653/2023 (by D-2 u/O VII Rule 11 CPC) &
I.A. No. 15655/2023 (by D-2 u/O XXXIX Rule 4 CPC)**

4. As per office noting, replies to the captioned IAs were filed on behalf of the plaintiff.
5. Ld. Counsel for defendant no.2 submits that she does not wish to file rejoinder to the said replies.
6. Pleadings qua the captioned IAs are complete.

**I.A. No. 16448/2022 (by D-3 u/O-XXXIX R-4 of CPC);
I.A. No. 16449/2022 (by D-3 u/O-VII R-11 of CPC) &
I.A. No. 16450/2022 (by D-3 u/O-VII R-10 of CPC)**

7. Pleadings qua the captioned IAs are already complete.
- I.A. No. 2757/2022 (by plaintiff u/O XXXIX Rules 1 & 2 of CPC);**
I.A. No. 3125/2022 (by plaintiff u/O XXXIX Rules 1 & 2 of CPC);
I.A. No. 3591/2022 (by plaintiff u/O XXXIX Rules 1 & 2 of CPC) &
I.A. No. 6772/2022 (by plaintiff u/O XXXIX Rules 1 & 2 of CPC)

8. Reply to IA No.2757/2022 was already filed on behalf of defendant no.2. Ld. Counsel for plaintiff had already submitted that he did not wish to file any rejoinder to the said reply.
9. Right of defendant no.2 to file reply to the remaining IAs was already closed vide order dated 19.07.2023.
10. Separate replies to all four captioned IAs were already



filed on behalf of defendant no.4 on 16.03.2023. Ld. Counsel for plaintiff had already submitted that he did not wish to file any rejoinder to the said replies.

11.Reply to IA No.3125/2022 was already filed on behalf of defendant no.6. Ld. Counsel for plaintiff submits that he does not wish to file rejoinder to the said reply.

12.Right of the remaining defendants to file reply to all four captioned IAs was closed vide order dated 19.07.2023.

13.Pleadings qua the captioned IAs are complete.

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14.Right of defendant no.1 to file written statement was already closed vide order dated 22.11.2023 and right of defendant no.5 to file written statement was also closed vide order dated 19.07.2023.

15.Separate written statements and affidavits of admission/denial of documents by defendants no.2, 3, 4 and 6 are on record.

16.Separate replications to written statement of defendants no.2, 3 and 4 were already filed on behalf of plaintiff.

17.Right of plaintiff to file affidavit of admission/denial qua defendants no.2 to 4 was already closed vide order dated 17.11.2022.

18.Replication was already filed on behalf of the plaintiff qua defendant no.6. The application seeking condonation of delay in filing the same has already been dismissed as withdrawn vide order passed today. In view of the same, let replication filed on behalf of plaintiff qua defendant no.6 be taken off the record.

19.Ld. Counsel for defendant no.6 seeks permission to file affidavit of admission/denial qua documents of plaintiff,



which were taken on record in terms of order dated 11.10.2022 passed by the Hon'ble Court. Not opposed. Let the same be filed within two weeks.

20. Joint Document Schedule and hard copies of documents have not been filed.

21. Let Joint Document Schedule including its hard copy be filed at least two weeks before next date of hearing.

22. Both the parties shall file hard copies of their documents at least two weeks before next date of hearing.

23. Re-notify the present matter for completion of pleadings, admission/denial of documents and further proceedings on **21st August, 2024.**

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MAY 27, 2024/v

Click here to check corrigendum, if any