



\$~5

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 158/2024**
VIJAY KUMAR GUPTA AND ANRPlaintiffs
Through: Mr. M.A. Inayati, Adv. for P-1
& 2

versus

SUSHIL KUMAR GOEL AND ORSDefendants
Through: Mr. Mohit Gulati and Mr. Raj
Kumar, Advs. for D-1, 2 &
proposed D-4 & 5 with D-1 in
person

CORAM:
DR. JAGMINDER SINGH (DHJS) JOINT REGISTRAR (JUDICIAL)
ORDER
% **24.09.2025**

I.A. 38142/2024 (filed by plaintiff under Order I Rule 10 CPC)

1. Proposed plaintiff no. 3 appeared through VC and identified by learned counsel for plaintiff, who stated that he is having no objection to this application.
2. Learned counsel for defendant no. 1 and proposed defendant no. 4 & 5 also raised no objection to this application.
3. Defendant no. 2 has already been expired and learned counsel for both parties submitted that all the LR's of deceased defendant no. 2 are already party in the suit as plaintiff no. 1 & 2 and defendants no. 1 & 3.
4. Learned counsel for plaintiff submitted that he will take the appropriate steps regarding filing of amended memo before next date of hearing.



5. I have considered the submissions of both the parties. Keeping in view the contents of the application as well as no objection given by the opposite parties, captioned I.A. allowed and **disposed of**.
6. The proposed defendants as mentioned in the application be impleaded in the suit.
7. Amended memo of parties be filed within two weeks.

CS(OS) 158/2024

8. Pleadings qua defendants no. 1, 2 already complete.
9. Newly impleaded plaintiff no. 3 and newly impleaded both defendants, who will be arrayed as defendant no. 3 & 4, submitted that they may be allowed to adopt the pleadings already filed on behalf of both sides. Not objected by the respective opposite counsels.
10. Hence, the newly impleaded parties are allowed to adopt the pleadings filed on behalf of respective parties. Plaintiff no. 3 had adopted the replication filed on behalf of plaintiff no. 1 & 2 and defendants no. 3 & 4 are allowed to adopt the written statement filed on behalf of defendants no. 1 & 2.
11. It is further clarified that earlier defendant no. 2 already expired and her LRs are already the contesting parties.
12. Perusal of record reflects that no written statement was filed on behalf of defendant no. 3 Sunita Gupta Aggarwal (defendant no. 3 as per old memo and defendant no. 2 as per amended memo of parties). Therefore, as statutory period already expired, right to file written statement of defendants no. 2 Sunita Gupta Aggarwal stands closed.
13. Learned counsel for plaintiffs requested for liberty to file



affidavit of admission/denial qua the documents filed on behalf of defendants with written statement as the same was not filed with replication. Not objected. Let affidavit of admission/denial be filed on behalf of plaintiffs qua the documents of defendants.

14. Put up for completion of pleadings and for completion of process of filing of Joint Document Schedule in terms of **Rule 7A of Chapter VII of The Delhi High Court (Original Side) Rules, 2018** physically by plaintiff after getting it signed from defendants, admission/denial of documents and marking of Exhibits in accordance with law on 18.12.2025.

15. Documents, if e-filed be filed physically by parties so as to mark the Exhibits.

DR. JAGMINDER SINGH (DHJS)
JOINT REGISTRAR (JUDICIAL)

SEPTEMBER 24, 2025/tp