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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(OS) 179/2014

SURINDER SINGH REKHI

..... Plaintiff

Through: Mr. Anil Kumar, Adv. with LR
No.(d) of plaintiff through VC.

versus

DR. T.S. REKHI & ORS.

..... Defendants

Through: None for D-1 (i) to 1 (v)
Ms. Babita Seth, Adv. for D-2 (a) & 2
(b)
D-2 (c) in person through VC and
also appearing for Smt. Riya Sarin,
Sole LR of D-2 (d) [Mobile No.
9899663144]
None for D-3 (a) to 3 (d), 4 (a) to 4
(d), 5, 6 (a) to 6 (d), 7, 8 (d) & D-9
D-8 (c) in person through VC and
also appearing for D-8 (a) & D-8(e)
Mr. Akash Jain, Adv. for D-8 (b)

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. JYOTI KLER (DHJS)

ORDER

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28.01.2022

Court hearing convened via video conferencing on account of Covid-19

CS(OS) 179/2014 & I.A.No.12018/2019 (under Section 151 CPC filed on behalf of the applicant/Sarita Sarna for exemption from filing the original/typed copies/fair/margin copies of the documents)



1. It is submitted that the matter is likely to come up before the Hon'ble Court on 09/03/2022 (*as per adjourned en bloc dates*).

I.A.No.12666/2020 under Order 22 Rule 4 r/w Section 151 CPC filed on behalf of the plaintiff for impleading legal heirs of the defendant no.5 &

I.A.No.10102/2021 (under Order XXII Rule 3 r/w Section 151 CPC filed on behalf of the legal heirs of plaintiff to implead legal heir of plaintiff)

1. File is taken up on listing of the captioned IAs.
2. No objection to the captioned IAs have already been given on behalf of defendant no.2 (a), 2 (b), 8 (b) & 8 (c).
3. Defendant no.8 (c) today accepts notice on behalf of defendant no.8 (a) [his father] and defendant no.8 (e) [his wife] and submits that these two defendants also have no objection in case the captioned IAs are allowed.
4. Defendant no.2 (c) accepts notice of the captioned IAs for himself and for Ms. Riya Sarin (his niece), Sole LR of defendant no.2 (d) and submits that they too have no objection, if the captioned IAs are allowed.
5. It is submitted by learned counsel for the plaintiff that LRs of defendant no.1, LRs of defendant no.3, LRs of defendant no.4, LRs of defendant no.6 & the defendant no.9 have not filed any written statement. It is prayed that notice of the captioned IAs to them may be dispensed because they have failed to appear and contest the suit. In view of the submissions, request is allowed and notice of the captioned IAs to the aforementioned defendants is



dispensed.

6. Defendant no.7 has filed the written statement in person. Defendant no.8 (d) has filed the written statement through counsel. Written statement was also filed by the defendant no.5 (since deceased).
7. Mobile Number of defendant no.8 (d) is provided today which is 9312430880.
8. Mobile Number of defendant no.7 is also provided in the written statement filed by her, however, it is informed by the defendant no.8 (c) today that defendant no.7 is an old lady, she is bed-ridden and she hardly accesses her mobile and Whatsapp.
9. In view thereof, let notice of the captioned IAs be issued to the defendant no.8 (d) through Whatsapp on the mobile number provided today as well as through counsel as per details given in the vakalatnama/written statement, to the defendant no.7 through Speed Post on the address available in her written statement and to the LRs of defendant no.5 through e-mail IDs already provided in IA No.12666/2020 and through Whatsapp (Phone numbers to be provided along with PF Form), on filing of PF by the applicants, returnable for the next date of hearing.
10. Re-notify the captioned IAs for completion of service, completion of pleadings and further proceedings on **21st February, 2022.**

JYOTI KLER (DHJS)
JOINT REGISTRAR (JUDICIAL)

1. At this stage, defendant no.9 Sh. Gurmeet Singh has joined the



court proceedings through VC and submits that he has no objection in case the captioned IAs are allowed.

2. Defendant no.9 has been apprised about the court proceedings and next date of hearing.

JYOTI KLER (DHJS)
JOINT REGISTRAR (JUDICIAL)

JANUARY 28, 2022/nk

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