



2026:DHC:619

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

+ **CS(OS) 73/2019**

SH. DEEPAK TARA

.....Plaintiff

Through: Ms. Sanjana Srikumar, Adv. for
plaintiff (appearing physically)
Plaintiff in person (through VC).

versus

SH. BAIJ NATH TARA & ORS.

.....Defendant

Through: None for D-1.
Mr. Rajat Aneja and Mr. Aditya
Sharma, Advs. for D-2 to 5.

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

ORDER

04.10.2024

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Proceedings are being conducted through hybrid mode.

I.A. No. 30625/2024 (by plaintiff for stay)

1. It is submitted that the captioned IA is coming up for hearing before the Hon'ble Court on 09.10.2024.

I.A. No. 1728/2019 (by plaintiff for stay)

2. It was already submitted on behalf of defendant no.3 that contents of his written statement be read as reply to the captioned IA.

3. Right of defendants no.1, 2(a) to (d) and defendant no.4 to file reply to the captioned IA was closed vide order dated 02.05.2024.

4. Ld. Counsel appearing for defendants no.2 to 4 and now



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for defendant no.5 also, has submitted that he has filed vakalatnama on behalf of defendant no.5 yesterday only. However, same has not come on record. Let appropriate steps be taken as per law.

5. Ld. Counsel for defendants no.2 to 5 has submitted that defendant no.5 has not received copy of complete paper book and the captioned IA in terms of the order dated 02.05.2024.
6. Ld. Counsel for plaintiff has submitted that she will supply copy of complete paper book including captioned IA in terms of order dated 02.05.2024 within two days by email/WhatsApp. Thereafter, defendant no.5 may file reply to the captioned IA within four weeks and rejoinder thereto be filed within two weeks thereafter.

I.A. No. 17387/2019 (by D-4 u/O VII Rule 11 CPC)

7. Pleadings qua the captioned IA are already complete.

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8. The right of defendant no.1, 2 (a) to (d), 4 and 6 to file written statement was already closed vide order dated 17.07.2019.
9. Ld. Counsel for defendant nos.2 to 5 has submitted that an F.A.O.(OS) with respect to present matter is pending for 07.11.2024.
10. Perusal of record shows that written statement alongwith affidavit of admission/denial of documents and list of documents with documents were already filed on behalf of defendant no.3.
11. Ld. Counsel for defendant no.3 has submitted that the defendant no.3 has not filed any application in the present matter, as referred in para 10 of order dated 19.9.2024.



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- 12.No replication and affidavit of admission/denial has been filed on behalf of the plaintiff qua defendant no.3. Time sought. Let appropriate steps be taken as per law.
- 13.After receiving copy of complete paper book, defendant no.5 shall file written statement alongwith affidavit of admission/denial of documents as per law with advance copy to the plaintiff, who may file replication alongwith affidavit of admission/denial of documents thereafter as per law.
- 14.Let the pleadings be completed as per law.
- 15.Re-notify the present matter for completion of pleadings and further proceedings on **13th December, 2024.**

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

OCTOBER 4, 2024/v

Click here to check corrigendum, if any