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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 194/2024, I.A. 5402/2024 & I.A. 37237/2024**

ROHIT GARG

.....Plaintiff

Through: Mr. Parvez Bashista, Mr. Rakesh Prasad Singh and Mr. Aman Sinha, Advs.

versus

RENU GARG & ORS.

.....Defendants

Through: Mr. Ritwik Batra, Adv. (through VC)

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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26.11.2024

CS(OS) 194/2024

1. The learned counsel appearing on behalf of the defendants submit that the defendants were served with summons on 08.07.2024, which position is disputed by the learned counsel appearing on behalf of the plaintiff.
2. The learned counsel for the plaintiff submits that *vakalatnama* was filed by the defendants' counsel in the present suit as early as on 18.03.2024. Therefore, the written statement filed in the month of July is beyond the period of thirty days.
3. He further submits that written statement filed by the defendants in July, 2024 ought to have been accompanied with an application seeking condonation of delay.
4. He further submits that it is only after the written statement is taken on



record that the period for filing replication by the plaintiff shall start running.

5. In view of the above, let plaintiff file replication. However, the aspect whether the written statement and the replication have been filed within the time stipulated under the Delhi High Court (Original Side) Rules, 2018, will be considered on the next date.

6. List before learned Joint Registrar on the date already fixed i.e. 14.01.2025.

VIKAS MAHAJAN, J

NOVEMBER 26, 2024

N.S. ASWAL