



\$~7

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

+ **CS(OS) 61/2020**

URMIL GUPTA

..... Plaintiff

Through: Mr. Rambhakt Aggarwal & Mr. Ashu
Kumar Sharma, Advs (7042743504)
(ashu819@gmail.com)

versus

AMANPREET SINGH SODHI & ORS.

..... Defendants

Through: Ms. Riddhi Jain, Adv for D5 & 8
(through VC) (7507517216)

CORAM:

MS. VANDANA JAIN (DHJS) JOINT REGISTRAR(JUDICIAL)

ORDER

% **18.11.2022**

Right to file written statement on behalf of D-1 to 3 has already
been closed.

Written statement filed by D-5 & 8.

**IA No.18988/2022(U/S 151 CPC filed by plaintiff for condonation
of delay of 169 days in filing replication to the Written statement
of D-5 & 8)**

Heard. Record perused.

Since the right to file replication by plaintiff to the written
statement of D5 & 8 has already been closed vide order dated
06.09.2022, therefore this IA seeking condonation of delay is not
maintainable.

Hence, IA stands dismissed.



IA No.18918/2022(U/O 1 Rule 10 CPC filed by plaintiff for impleadment of D-9 to 16)

Learned counsel for D5 & 8 accepts notice of IA, objects to the same and seeks time to file reply. Let same be filed within four weeks with advance copy to opposite side who may file rejoinder, if any within two weeks thereafter.

IA No.18917/2022(U/O 5 Rule 17 CPC filed by plaintiff for service of D-4 by way of affixation)

Part arguments heard on the IA.

Previous report shows that D4 remained unserved with report “no such person at the given address”. Learned counsel for plaintiff requests for keeping the application pending and further undertakes to take appropriate steps to serve D4 in accordance with law.

At this stage, learned counsel for plaintiff submits that he has provided the Whatsapp number of D4 in the said IA and therefore, D4 be served on this Whatsapp number in the meantime. Request allowed.

Meanwhile, D4 be served through Whatsapp as mentioned in the IA, on taking of necessary steps by plaintiff within seven working days from today positively, failing which cost of Rs 10,000/- shall be paid by plaintiff to counsel for D5 & 8.

Affidavit of service with respect to service of D4 through Whatsapp alongwith relevant proof be furnished before the next date of hearing.

Learned counsel for defendant No.5 & 8 submits that the cost imposed upon plaintiff has not been paid. Learned counsel for plaintiff submits that he is carrying the cost which is to be paid to



counsel for D5 & 8. However, learned counsel for D5 & 8 has appeared through VC today and therefore, cost not paid. Learned counsel for D5 & 8 shall remain present in the Court to receive the payment on the next date of hearing.

Put up for consideration of service report qua D4 and consideration of IA No. 18918/2022 on 24.01.2023.

VANDANA JAIN (DHJS)
JOINT REGISTRAR(JUDICIAL)

NOVEMBER 18, 2022
SK