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

+ **CS(OS) 221/2021**

GEETANJALI UPPAL & ORS.Plaintiff

Through: **Mr. Arush Bhandari, Adv.**

versus

RAJIV CHABBRA & ANR.Defendant

Through: **Mr. B.T. Kaul & Mr. Sonu Kumar,
Adv. for D-1 (Mob. No.9810894728)
Mr. Alok Kumar, Adv. for D-2 (Mob.
No. 9971859494).**

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER KUMAR
GARG (DHJS)**

ORDER

17.10.2022

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I.A. No.16238/2022 (u/O VI Rule 17 of CPC)

1. Ld. Counsel for defendant no.1 has submitted that he has not received copy of the captioned IA.
2. Ld. Counsel for plaintiff has submitted that he has already supplied soft copy of the same and he will supply hard copy to Ld. Counsel for defendant no.1 within one week. Let the same be supplied accordingly.
3. Both the defendants may file reply to the captioned IA within four weeks with advance copy to the opposite party, who may file rejoinder within two weeks thereafter.
4. Re-notify the captioned IA for completion of pleading and further proceedings on **07th February, 2023.**



I.A.No.5510/2021 (under Order XXXIX Rule 1 & 2 CPC) &

I.A.No.5511/2021 (under Order XXVI Rule 9 r/w Section 151 CPC for appointment of Local Commissioner for preparation of site plan)

1. Pleadings qua the captioned IAs are complete.

I.A.No.2001/2022 (under Order VII Rule 11 CPC filed on behalf of the defendant no.1)

1. Ld. Counsel for plaintiff has submitted that he has filed reply to the captioned IA vide diary no.1606079/2022. However, the same does not find mention in the office noting. Let appropriate steps be taken in this regard.
2. Ld. Counsel for defendant no.1 has submitted that he has not received copy of the reply. Ld. Counsel for plaintiff has submitted that he has already sent soft copy of the reply and he will again supply physical copy of the same to Ld. Counsel for defendant no.1. Let the same be supplied within one week.
3. After receiving copy of the reply, the plaintiff may file rejoinder within two weeks thereafter with advance copy to opposite party.
4. Re-notify the captioned IA for completion of pleadings and further proceedings on **07th February, 2023.**

I.A.No.6574/2022 (under Order VIII Rule 1 CPC filed on behalf of the defendant no.2 for condonation of delay of 53 days in filing the written statement) &

I.A.No.6575/2022 (under Section 151 CPC for condonation of delay of 153 days in re-filing IA No.6574/2022)

1. Ld. Counsel for plaintiff has submitted that he does not want to file



any reply to the captioned IAs and he has no objection if the same are allowed.

2. For the reasons stated in the applications and in view of no objection on behalf of the plaintiff, delay in re-filing IA No.6574/2021 and delay in filing written statement stands condoned. Written statement of the defendant be taken on record.
3. The captioned IAs stand disposed off accordingly.

CS(OS) 221/2021

1. Written statement and affidavit of admission/denial of documents on behalf of the defendant no.1 is already on record.
2. Written statement on behalf of the defendant no.2 has been taken on record today.
3. No replication to the written statements of defendants no.1 and 2 has been filed.
4. Ld. Counsel for plaintiff submits that no replication to the written statements of both defendants has been filed as an application under Order VI Rule 17 CPC for amendment of the plaint has been moved by him, which is pending for consideration.
5. The plaintiff may file affidavit of admission/denial of documents as per law.
6. Re-notify the matter for completion of pleadings and further proceedings on **07th February, 2023**.

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

OCTOBER 17, 2022/v

Click here to check corrigendum, if any