



\$~5

*

IN THE HIGH COURT OF DELHI AT NEW DELHI

+

CS(OS) 115/2020

NAWABUDDIN

..... Plaintiff

Through: Mr. M. S. Khan, Adv (through VC)

versus

SH. SALAHUDDIN & ORS.

..... Defendants

Through: Mr. Ravi Kumar, Adv for D1 & 2.

Mr. Zeeshan Hashmi, Adv (through VC) for D5.

Mr. Rajeev Tripathi, Mr. Ankit Kumar Vats and Mr. Saubhagyu Chariha, Adv for D6.

CORAM:

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

ORDER

%

30.08.2022

Replication to the written statement of D5 filed by plaintiff.

Hence, pleadings complete qua D-5.

Right to file written statement on behalf of D-1 & 2 has already been closed.

Replication to the written statement of D-4 filed by plaintiff.

However, written statement of D4 is still not on record.

Perusal of the office noting shows that written statement of D4 was lying under objections even in November, 2021 which indicates that D4 was served before November, 2021.



Statutory period for filing of written statement on behalf of defendant No.4 has already expired and the benefit of extension of limitation period as granted by Hon'ble Supreme Court in *Suo Motu Writ Petition (C)No.3/2020* is also over. D-4 cannot be allowed to keep his written statement under scrutiny for an indefinite time. Hence, right to file written statement on behalf of D4 stands closed.

Written statement of D6 is lying under objections whereas office noting for 10.08.2021 shows that D6 had been served through ordinary process. No written statement has been filed by D6 so far. D6 cannot be given an indefinite time to clear the objections and placing the written statement on record. Statutory period for filing of written statement of D6 is also over. Hence, right to file written statement of defendant No.6 stands closed.

Written statement has not been filed by D-3, 7, 8, 9 & 10(a), to (f) so far. Statutory period for filing of written statement of the aforesaid defendants is over. Hence, right to file written statement of aforesaid defendants stand closed.

Joint Document Schedule not filed. Let same be filed physically after getting it signed from the defendants.

Hard copy of documents be filed by plaintiff as well as D5.

Put up for marking of exhibits to the documents on 21.11.2022.

VANDANA JAIN (DHJS)
JOINT REGISTRAR(JUDICIAL)

AUGUST 30, 2022
SK