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

+ CS(OS) 274/2024, I.A. 36243/2024, I.A. 36757/2024,
I.A. 36247/2024 , I.A.7675/2024

GAURAV BHATIA

.....Plaintiff

Through: Mr. Raghav Awasthi, Mr.Mukesh Sharma
(Through VC)

versus

NAVEEN KUMAR & ORS.

.....Defendant

Through: Mr. Hemraj Singh, Adv. for D-1 (Through
VC) 9811981680 hemraj10@gmail.com
Mr. Sanawar Chaudhary, Mr. Kshitij
Singh, Advs. for D-2
Mr. Niteen Kumar Sinha, Adv. for D-4
advniteensinha@gmail.com
Mr. Sauhard Alung, Adv. for D-14
Mr. Abhishek Kumar for D15 (X Corp.)
(Through VC)

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

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11.11.2024

Matter is taken up through physical hearing as well as video conferencing.

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The case is fixed for completion of pleadings. Perusal of PDF record of the case reveals that Replication to the Written Statement of defendant no.1 has come on record but Written Statement of defendant no.1 has not come on record.

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Perusal of file noting reveals that Written Statement of defendant no.1 is lying under objection despite the fact that application for condonation of delay filed by defendant no.1 was allowed and Written Statement was directed to be taken on record vide Order dated 13.08.2024.

At request, last and final opportunity is granted to defendant no.1 for removing the objection raised by the Registry and for getting the Written Statement placed on record.

Written Statement of defendant no.14 is lying under objection. Replication filed by plaintiff to the Written Statement of defendant no.14 is also lying under objection.

Ld. Counsel for defendant no. 14 has stated that the objection has been raised by the Registry as the Written Statement has been filed beyond the period of 30 days but it has been filed within the maximum period of 120 days. Ld. Counsel for defendant no.14 has orally requested for condonation of delay in filing Written Statement.

Ld. Counsel for plaintiff has stated that he has no objection if the delay is condoned.

Heard. The delay in filing Written Statement of defendant no.14 is condoned and Written Statement is taken on record subject to removal of any other objection raised by the Registry. Defendant no.14 is directed to take steps for removal of objection and for placing on record Written Statement of defendant no.14. Any objection to the Replication may also be removed so that Replication also comes on record within two weeks.

Perusal of file noting further reveals that Written Statement has been filed by defendant no.2 but it is lying under objection. Application for condonation of delay may be filed within two weeks with advance copy to Ld. Counsel for plaintiff .



Ld. Counsel for defendant no.4 has requested that he has appeared for the first time and complete set of copies may be supplied to him.

Ld. Counsel for plaintiff is directed to supply complete set of copy of plaint and documents to Ld. Counsel for defendant no.4 by way of e-mail. Ld. Counsels for the parties are directed to share their e-mail IDs with each other as well as in attendance.

I.A. 36243/2024 (Application u/O VIII Rule 1 CPC filed by defendant no.15 for condonation of delay in filing Written Statement)

I.A. 36757/2024 (Application u/S. 151 CPC r/w 5 Limitation Act filed by defendant no.5 for delay in filing Written Statement)

Ld. Counsel for plaintiff has stated that he does not wish to file Reply to the abovesaid applications but he will address oral arguments as the delay in filing Written Statement of the abovesaid defendants is more than 120 days.

I.A. 36247/2024 (Application u/O I Rule 10 CPC filed by defendant no.15)

Reply, if any, may be filed by plaintiff within four weeks with advance copy to the opposite party.

I.A. 7675/2024 (Application u/s. 151 CPC filed by plaintiff for certain directions to defendant no.15)

Reply has been filed by defendant no.15. Last opportunity is granted to plaintiff for filing Rejoinder within four weeks with advance copy to the opposite party.

At request, be fixed for arguments in I.A. 36243/2024 and I.A. 36757/2024 on 17.01.2025.

**TYAGITA SINGH, (DHJS),
JOINT REGISTRAR (JUDICIAL)**

NOVEMBER 11, 2024/sm