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

+ **CS(OS) 35/2017**
MRS DEEPA TALREJA

.....Plaintiff

Through: Mr. Siddharth Dutta and
Mr. Pratyush Singh,
Advocates.

versus

MRS TARA JOSHI & ORS

.....Defendants

Through: Mr. Mukul Raao and Ms.
Anju, Advocates for D3.

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. DEEPAK
DABAS (DHJS)

ORDER

13.01.2026

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IA No. 2466/2023 filed by plaintiff u/s 151 CPC for
condonation of delay in filing IA No. 2465/2023.

IA No. 2465/2023 filed by plaintiff u/O XXII Rule 4
CPC for substitution of LR of deceased defendant
no.1.

1. Pleadings qua captioned IAs are stated to be complete.
2. Arguments on captioned IAs heard. Record perused.
3. Counsel for plaintiff submits that there is a delay of 309 days in filing IA No. 2465/2023 and said delay was caused due to the fact that factum of death of defendant no. 1 was not conveyed to plaintiff.
4. Keeping in view the totality of facts and circumstances, the delay in filing IA No. 2465/2023 is hereby condoned.



5. IA No. 2466/2023 is hereby allowed and disposed of accordingly.
6. As far as IA No. 2465/2023 is concerned, the same has been filed for substitution of LRs of deceased defendant no.1.
7. The delay in filing IA No. 2465/2023 has already been condoned.
8. Right to sue survives.
9. Keeping in view the totality of facts and circumstances, captioned IA i.e. IA No. 2465/2023 is also hereby allowed and disposed of accordingly.
10. Amended memo of parties be filed within four weeks from today.
11. Re-notify on 24.03.2026 for plaintiff's evidence.

**DEEPAK DABAS (DHJS),
JOINT REGISTRAR (JUDICIAL)**

JANUARY 13, 2026/anj