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

+ **CS(OS) 274/2022**

AJAY JAIN

.....Plaintiff

Through: Mr. Shekhar Prit Jha & Ms. Preeti
Kumari, Advs.

versus

GURDARSHAN SINGH & ANR.

.....Defendant

Through: Mr. Siddharth Narang, Mr. Rohit,
Ms. Gitika, Mr. Mayank, Mr.
Mukesh & Mr. Amritpal Singh,
Advs. for all defendants.

CORAM:

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

ORDER

06.02.2023

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**I.A. No. 17764/2022 (u/O VIII Rule 1 r/w Sec. 151 CPC
for condonation of delay in filing written statement,
moved by defendants).**

1. As per office noting, reply to the captioned IA was filed on behalf of the plaintiff on 20.01.2023. No rejoinder to the said reply has been filed on behalf of defendant.
2. At this stage, Ld. Counsels for both the parties have submitted that they have no objection if the captioned IA is allowed subject to reasonable cost.
3. For the reasons stated in the application and in view of submissions on behalf of both the parties, delay in filing written statement is condoned and the written statement



filed on behalf of defendant is taken on record, subject to cost of Rs.3,000/- to be paid by defendant to the plaintiff. Cost not paid, same be paid on or before next date of hearing.

4. The captioned IA stands disposed off accordingly.

I.A. No. 17765/2022 (u/S 151 CPC seeking permission to send the documents relied by the plaintiff in his plaint to Forensic Science Laboratory Division (FSL), moved by defendants)

1. As per office noting, reply to the captioned IA was filed on behalf of the plaintiff on 20.01.2023. No rejoinder to the said reply has been filed on behalf of defendant.
2. The defendant may file rejoinder within two weeks as last opportunity.
3. Office noting further reveals that original agreement to sell has been filed in a sealed yellow envelope vide diary no.2043802 dated 12.12.2022.
4. Re-notify the captioned IA for completion of pleadings and further proceedings on **11th May, 2023.**

CS(OS) 274/2022 & I.A. No.7604/2022 (u/O XXXIX Rule 1 & 2 of CPC)

1. Written statement and affidavit of admission/denial of documents already filed by the defendants and the same has been taken on record vide order passed today while disposing IA No. 17764/2022.
2. The plaintiff may file replication alongwith affidavit of admission/denial of documents as per law.
3. Let the pleadings in main suit be completed as per law.
4. Reply to the captioned IA already filed on behalf of the defendants. Ld. Counsel for plaintiff submits that he does not wish to file rejoinder qua the captioned IA.



5. Pleadings qua the captioned IA are complete.
6. Re-notify the present matter for completion of pleadings and further proceedings on **11th May, 2023**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 06, 2023/v

Click here to check corrigendum, if any