



\$~13

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

+ **CS(OS) 191/2020, I.A. 5615/2024, CC-01/2024**

SHARAD KUMAR RASTOGIPlaintiff

Through: Mr. Karan Jain, Adv. (Through VC)

versus

KAUSHAL RASTOGI & ORS.Defendant

Through: Mr. Deeptakirti Verma, Adv. for D-1 & 2 M.
981118333 vermadeep@gmail.com

CORAM:

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

ORDER

% **06.08.2024**

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

I.A. 5615/2024 (Application u/O VIII rule 1 CPC filed by defendant no.1 for condonation of delay in filing Written Statement to counter claim of defendant no.2)

Counter claimant / defendant no.2 had already given no objection to the application. Reply has not been filed by plaintiff and defendant no.3 to this IA till date.

Keeping in view the facts and circumstances mentioned in the application, the application stands allowed and delay of 32 days in filing Written Statement to the counter claim is condoned. Written Statement filed by defendant no.1 to the counter claim is taken on record. **I.A. stands disposed off.**



CC-01/2024 (Counter claim filed by defendant no.2)

Written Statement filed by defendant no.1 has been taken on record today. Replication if any may be filed by the counter claimant within 30 days with advance copy to defendant no.1.

As per file noting, Written Statement filed by plaintiff to this counter claim has been returned under objection. Objections be removed within one week so that it comes on record. Complete set of Written Statement be supplied to counter claimant within one week.

CS(OS) 191/2020

As per last order of the Ld. Predecessor, plaintiff was directed to file Joint Document Schedule but till date, no Joint Document Schedule has been filed on record. Last opportunity is granted to plaintiff for filing Joint Document Schedule after obtaining comments and signatures from Ld. Counsel for defendants within 30 days. Hard copy of pleadings and documents be filed on record by both the parties.

Be fixed for admission/denial and marking of exhibits on 22.10.2024. The parties/counsels are directed to appear physically with original documents on the next date of hearing.

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

AUGUST 6, 2024/sm