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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 191/2020**
SHARAD KUMAR RASTOGI

.....Plaintiff

Through: Mr. Shivam Goel, Adv. for Proposed
LR of deceased plaintiff/applicant of
I.A no. 16599/2021 & 16600/2021.

versus

KAUSHAL RASTOGI & ORS.

.....Defendant

Through: Mr. Deeptakirti Verma, Adv for D-1
& 2
Mr. Utkarsh Sharma, Adv. for D-3

CORAM:
JOINT REGISTRAR (JUDICIAL) MS. JYOTI KLER (DHJS)

ORDER

% **11.02.2022**

Court hearing convened via video conferencing on account of Covid-19

CS(OS) 191/2020; I.A.No.6086/2020; I.A.No.9135/2020 & I.A.No.9136/2020

1. It is submitted that the main matter is likely to come up before the
Hon'ble Court on 18/02/2022 (*as per adjourned en bloc dates*).

I.A.No.11753/2021 [under Order XXII Rule 9 (2) r/w Section 151 CPC filed by the defendant no.1 seeking setting aside of abatement] &

I.A.No.11757/2021 [under Order XXII Rule 3 (1) r/w Section 151



CPC filed by the defendant no.1 seeking substitution as sole legal representative of deceased plaintiff]

1. Learned counsel for the applicant in IA No.16599/2021 & IA No.16600/2021 accepts notice of the application and seeks time to file reply.
2. Reply to the captioned IAs be filed by the applicant IA No.16599/2021 & IA No.16600/2021 and defendant no.3 as per law with advance copy to the opposite side.
3. Re-notify the captioned IAs for further proceedings on 16th February, 2022.

I.A.No.16599/2021 (under Order XXII Rule 3 r/w Section 151 CPC filed on behalf of daughter of the plaintiff) & I.A.No. 16600/2021 (under Section 5 of the Limitation Act r/w Section 151 CPC seeking condonation of delay in filing IA No.16599/2021)

1. File is taken up on listing of the captioned IAs.
2. Reply to the captioned IAs not filed by the defendant no.3 despite many opportunities.
3. Re-notify the captioned IAs for further proceedings on 16th February, 2022.

**JYOTI KLER (DHJS)
JOINT REGISTRAR (JUDICIAL)**

FEBRUARY 11, 2022/nk

[Click here to check corrigendum, if any](#)