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

.....Plaintiff

Through: Mr. Karan Jain, 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  
None for D-3

**CORAM:**  
**JOINT REGISTRAR (JUDICIAL) MS. JYOTI KLER (DHJS)**  
**ORDER**  
% **16.02.2022**

**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]**

1. No reply to the application has been filed.

**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 submits that he has filed reply to the captioned IA and advance copy has been given to learned counsel for the defendant no.1. Learned counsel for the defendant no.1 concedes that he has received copy of reply and submits that he has filed rejoinder also.
2. None of these are however on record. Let the needful be done.
3. No reply has been filed by the defendant no.3 qua the captioned IA.

**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. Reply to the captioned IAs not filed by the defendant no.3.
2. It is submitted that the matter is coming up before the Hon'ble Court on 18/02/2022.
3. Let the captioned IAs be placed before the Hon'ble Court for further directions on the date already fixed i.e. **18<sup>th</sup> February, 2022.**

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

**FEBRUARY 16, 2022/nk**

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