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

+ **CS(OS) 334/2024, IA 40457/2024, I.A. 37617/2024**

AMIT JAIN

.....Plaintiff

Through: Mr. Gaurav Bahl, Adv. (Through VC)

versus

NARESH CHAND JAIN & ORS.

.....Defendants

Through: Mr. Alok Tiwari, Ms. Kritika Bansal, Mr. Saurabh Tiwari and Mr. Dakshayani Saxena, Advocates for D-3 & D-5. (Through VC)

Mr. Pranjit Bhattacharya, Adv. for D-4. (Through VC)

CORAM:

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

ORDER

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25.09.2024

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

Regular Stenographer is on leave today.

IA 40457/2024 (Application u/O VIII Rule 1 CPC filed by defendant no.5)

Ld. Counsel for defendant no.5 has stated that delay of 109 days has been caused in filing Written Statement as the defendant no. 5 is old age and suffering from various ailments and time was taken due to her medical condition. Ld. Counsel for plaintiff has stated that he has no objection to the application.

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Heard, Application stands allowed and delay in filing Written Statement is condoned. Written Statement of defendant no.5 is taken on record. Ld. Counsel for defendants no, 3 and 5 has stated that she has removed the objections raised by the Registry and Written Statement alongwith documents and affidavit of admission/denial will come on record in due course. Copy supplied. **IA stands disposed off,**

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Ld. Counsel for plaintiff has stated that he does not wish to file Replication to the Written Statement of defendant no.3. **Pleadings are complete qua defendant no.3.** Ld. Counsel for plaintiff seeks some time for filing Replication to the Written Statement of defendant no.5. Replication be filed in the prescribed limitation period as per law with advance copy to Ld. Counsel for defendant no. 3 and 5. Written Statement has not been filed by defendants no.1,2 and 6 till date despite grant of opportunity.

I.A. 37617/2024 (Application u/O I Rule 10 CPC filed by defendant no.4 for deletion)

Ld. Counsel for plaintiff has sought some more time for filing Reply. Last opportunity is granted to plaintiff for filing Reply within two weeks with advance copy to the opposite party.

Matter is already coming up before Hon'ble Court on 30.09.2024.

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

SEPTEMBER 25, 2024/Ni

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