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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 377/2022**

WASEEM AHMED

.....Plaintiff

Through: Mr. S.D. Ansari, Adv. (through
VC).

Versus

NASIM AHMED & ORS.

.....Defendant

Through: Mr. Anis Ahmed, Adv. for D-1
(through VC).

Mr. Zamit Ahmad, Adv. for D-2.

Mr. Rahul Sagar Sahay with Mr.
Raghav Rajmalani & Mr. Prince
Kumar Singh, Advs. for D-3.

CORAM:

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

ORDER

16.02.2024

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Proceedings are being conducted through hybrid mode.

**I.A. No. 1007/2023 (by defendant no.3 u/S 151 of CPC for
seeking condonation of delay of 119 days in filing written
statement).**

1. Right of plaintiff to file reply to the captioned IA was already closed vide order dated 22.09.2023.
2. Ld. Counsel for plaintiff as well as Ld. Counsel for defendant no.3 submit that they have no objection if the captioned IA is allowed subject to some reasonable cost.
3. Heard. For the reasons stated in the application and in view of the above submissions, delay in filing written



statement on behalf of defendant no.3 is condoned and the same be taken on record subject to cost of Rs.1,000/- to be paid 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. 9829/2023 (u/O XXXIX Rules 1 and 2 of CPC moved by plaintiff)

5. Separate replies to the captioned IA were already filed on behalf of defendant no.1 and defendant no.2. Right of the plaintiff to file rejoinder qua the same was closed vide order dated 22.09.2023.

6. Ld. Counsel for defendant no.3 already submitted that he did not wish to file any reply to the captioned IA.

7. Pleadings qua the captioned IA are already complete.

CS(OS) 377/2022

1. Pleadings qua defendants no.1 & 2 are already complete.

2. Perusal of record shows that written statement alongwith affidavit of admission/denial of documents were already filed on behalf of defendant no.3. The same be taken on record in terms of order passed today while disposing off IA No.1007/2023.

3. The plaintiff may file replication alongwith affidavit of admission/denial of documents qua defendant no.3 within 30 days from today.

4. Let the pleadings be completed as per law.

5. Let Joint Document Schedule including hard copy of the same be filed at least two weeks before the next date.

6. Both the parties shall file hard copies of their documents at least two weeks before the next date.



7. Re-notify the matter for completion of pleadings and further proceedings on **09th August, 2024**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)
FEBRUARY 16, 2024/v
Click here to check corrigendum, if any