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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(OS) 106/2007

SMT. SHASHI JAI KRISHNA & ANR.

..... Plaintiff

Through Mr. Piyush Kaushik, Adv.

versus

SHRI DESH RAJ GUPTA & ORS.

..... Defendant

Through Mr. Sameer Vashisht & Ms. Sanjana Nangia, Advs. for D-1

Mr. Anish Kapur & Mr. Dhruv Nayar, Advs. for D-3

Ms. Rishika Arora, Adv. for D-4

Mr. Shresth Choudhary, Adv. for applicant Mr. Jayant Gupta in IA No.14820/2021

Mr. Nitish Chaudhary, Adv. for proposed defendant Ms. Arti Kirloskar & Ms. Avanti Pandit

CORAM:

SHARAD GUPTA (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

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12.01.2022

The matter has been taken up through video conferencing, in terms of directions vide Circular No.896/RG/DHC/2021 dated 30.12.2021.

IA No.15264/2019 u/O VII R 14 CPC moved by defendant no.2 and; IA No.17799/2019 u/O VII R 14 CPC moved by defendant no.2

Pleadings in both IAs are already complete.

It was already pointed out that captioned IAs are beyond the mandate of the undersigned in view of ratio in “**Max Hypermarket India Private Limited Vs. Curo India Private Limited decided on 22.11.2018**”.

It was already observed in order dated 19.10.2020 that the

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captioned IAs were accordingly, to be placed before the Hon'ble Court for the date already fixed there i.e., 15.12.2020. It is pointed out that the matter is now listed before the Hon'ble Court. In view of same, no further directions are warranted at this stage.

IA No.11327/2021 u/O XXII R 4 r/w Section 151 CPC seeking impleadment and substitution of the legal representative of the deceased defendant no.2 Late Sh. Shivraj Gupta

Reply of Mr. Jayant Gupta and rejoinder thereto of the applicant is also on record. Thus, pleadings qua non applicant Jayant Gupta are complete.

Learned counsel for defendant no.1 submits that reply to the captioned IA is not required to be filed.

Learned counsel for plaintiff already stated that reply to the captioned IA is not required to be filed and that learned counsel will directly argue the captioned IA.

Re-notify on next date.

IA No.14820/2021 u/O XXII R 4 CPC moved by applicant i.e. Mr. Jayant Gupta

Learned counsel for plaintiff already stated that reply to the captioned IA is not required to be filed and learned counsel will directly argue the captioned IA.

At this stage, learned counsel defendant no.1 submits that reply to the captioned IA is not required to be filed by said defendant. Pleadings are otherwise complete in the captioned IA.

At this stage, learned counsel for non-applicants i.e. Aarti

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Kirloskar & Ms. Avanti Pandit submits that he wishes to file a short note alongwith certain documents in rebuttal to the rejoinder already filed by the applicant on record. Let same be filed within two weeks with copy to opposite side.

Re-notify for completion of pleadings qua the captioned IA on 24.03.2022.

SHARAD GUPTA (DHJS)
JOINT REGISTRAR (JUDICIAL)

JANUARY 12, 2022/ab