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

+ **CS(OS) 417/2022**

RAJ PAL JAIN

.....Plaintiff

Through: Mr. Kapil Kant, Adv. (thru VC)
Mr. Rishi K. Awasthi, Mr. Piyush
Vatsa and Mr. Rahul Gupta, Adv.

versus

VED PRAKASH JAIN & ORS.

.....Defendants

Through: Mr. Akshit Sachdeva & Mr. Arun
Kumar, Advocates for Defendant No.
1 & 2
Ms. Sayantani Basak, Adv. for D 3-7

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **17.01.2025**

I.A. 1285/2025 (under Order VI Rule 16 CPC CPC)

1. This application has been filed by defendant Nos.1 and 2 seeking striking out / amendment of the pleadings, made by the plaintiffs, in replication filed to the written statement of defendant Nos. 3 and 6.

2. By order dated 15th April 2024, plaintiffs' right to file replication to written statement filed by defendant nos.1 and 2 was closed. Thereafter, replication to the written statements of defendant Nos. 3 to 6 was filed. Counsel for defendant nos.1 and 2 submits that as part of this replication, plaintiffs have sought to respond to written statement of defendant nos.1 and 2 as well, which may not be permitted. It is submitted that the same intends to circumvent the directions of this Court, closing the right of plaintiffs, to file replication *qua* written statement filed by defendant nos.1 and 2.



3. Issue notice.
4. Notice is accepted by counsel for plaintiffs and counsel for defendant Nos.3 to 7.
5. Replies be filed within 4 weeks with advance copies to the opposing counsel. Rejoinders thereto, if any, be filed before the next date of hearing.
6. List on 16th April 2025, the date already fixed.
7. Order be uploaded on the website of this Court.

ANISH DAYAL, J

JANUARY 17, 2025/sm/kp