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

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

RAJ PAL JAIN

.....Plaintiff

Through: Mr. Rishi K. Awasthi, Mr. Piyush
Vatsa, Advs.

versus

VED PRAKASH JAIN

.....Defendant

Through: Mr. Akshit Sachdeva, Adv. for D-1
& D-2 (Mob. No.9911927538)

None for D-5.

Mr. Sanjeev Sagar, Standing
Counsel for SCB with Ms. Nazia
Parveen, Adv. for D-8.

D-3, 4, 6 and 7 are yet to be
served.

CORAM:

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

ORDER

13.02.2023

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**I.A. No.16073/2022 (by defendants no.1 & 2 u/O VII Rule
11(a) & (d) & 151 of CPC)**

1. Reply to the captioned IA already filed on behalf of the plaintiff.
2. As per office noting, rejoinder qua the captioned IA filed on behalf of defendants no.1 and 2 vide diary no.212104 dated 8.2.2023 was returned under objection. Let needful in this regard be done.
3. Ld. Counsel for plaintiff submits that he has received advance copy of the rejoinder.



4. It is submitted that the captioned IA is coming up for hearing before the Hon'ble Court on 23.02.2023.
5. Let the captioned IA be placed before the Hon'ble Court for further directions on the date already fixed i.e. 23rd February, 2023.

CS(OS) 417/2022 & I.A. No. 11265/2022 (u/O XXXIX Rules 1 & 2 of CPC)

1. Written statement and affidavit of admission/denial of documents already filed on behalf of the defendants no.1 and 2.
2. Ld. Counsel for plaintiff submits that he has received copy of documents in terms of order dated 20.01.2023 filed alongwith written statement of defendants no.1 & 2 and he submits that he will file replication and affidavit of admission/denial of documents qua defendants no.1 and 2 as per law.
3. No separate reply qua the captioned IA was filed on behalf of the defendants no.1 and 2. Ld. Counsel for defendants no.1 and 2 submits that he does not wish to file any reply to the captioned IA.
4. As per office noting, PF filed on behalf of plaintiff was returned under objection, therefore summons could not be issued to defendants no.3, 4, 6 and 7.
5. At request, issue fresh summons to defendants no.3, 4, 6 and 7 through all permissible modes for next date of hearing.
6. No written statement and affidavit of admission/denial of documents filed on behalf of both LR's of defendant no.5.
7. LR's of defendant no.5 may file their written statement alongwith affidavit of admission/denial of documents as



per law with advance copy to the opposite party, who may file replication and affidavit of admission/denial of documents thereafter as per law.

8. LR's of defendant no.5 may file reply to the captioned IA within four weeks and rejoinder thereto be filed within two weeks thereafter.
9. Vide order dated 10.11.2022 passed by Hon'ble Court, the defendant no.8 Standard Chartered Bank was ordered to be deleted from the array of parties subject to filing the title deeds as mentioned in order dated 10.11.2022.
- 10.Ld. Counsel for defendant no.8 seeks some more time for filing title deeds in terms of order dated 10.11.2022 passed by the Hon'ble Court.
- 11.Re-notify the matter and captioned IA for completion of service, completion of pleadings and further proceedings on **19th May, 2023**.

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

FEBRUARY 13, 2023/v

Click here to check corrigendum, if any