



\$~6

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

+ **CS(OS) 428/2021, IA 23791/2023, IA 23319/2023**

PANKAJ GUPTA DECEASED THR. LRS. Plaintiff

Through: Mr. Sushant Kumar, Adv.

versus

1. **SMT. SUNITA DEVI & ORS. Defendant**

Through: None

CORAM:

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

ORDER

% **22.01.2024**

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

CS(OS) 428/2021

As per previous orders, pleadings are complete qua defendants no. 1,2,5 and 6. Replication has not been filed by plaintiff to Written Statement of defendant no. 3 and 4 which was filed to amended plaint. Time for filing replication already expired, hence **right of plaintiff to file replication stands closed. Pleadings are complete.**

IA 23791/2023 (Application u/s. 151 CPC filed by defendants no. 3 and 4)

Ld. Counsel for plaintiff seeks some more time to file reply. Reply, if any, may be filed within four weeks with advance copy to the applicant. Rejoinder, if any, may be filed thereafter.



IA 23319/2023 (Application u/O I Rule 10 CPC filed by plaintiff for impleadment of MCD as proposed defendant no.7)

PF not filed by plaintiff for service of proposed defendant. At request, fresh notice be issued to all the defendants as well as proposed defendant by all permissible modes on filing of PF, within 7 days.

IA 12269/2023 (Application u/O XXXIX Rule 2 A CPC filed by defendants no. 3 and 4)

Reply of plaintiff is already on record. Ld. Counsel for plaintiff has stated that he has already deposited the previous cost of Rs. 2000/- in Delhi High Court Legal Services Committee and filed receipt on record.

Rejoinder not filed by applicant/defendant no.3 and 4 till date. Last opportunity is granted to defendant no.3 and 4 for filing rejoinder within two weeks with advance copy to the plaintiff.

Be fixed for completion of pleadings in the IAs and further hearing on 05.03.2024.

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

JANUARY 22, 2024/sm