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

+ **CS(OS) 372/2020**

SHRI VIJAY SETHI

.....Plaintiff

Through: Mr. P.R. Chopra, Adv. for plaintiff
with plaintiff in person.

versus

SHRI ANIL SETHI & ORS.

.....Defendant

Through: Mr. Rishi Bhatnagar, Adv. with
Mr. Rishabh Gaur, Adv. for D-2/
counter-claimant (through VC).

D-3 is stated to have expired.

None for D-4 & 5.

D-1 is yet to be served.

CORAM:

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

ORDER

11.01.2024

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**IA. 16138/2023 (by counter claimant/defendant no. 2 u/O
I Rule 10 rw/ Section 151 of CPC for impleadment of Mr.
Parmeet Singh Anand)**

1. As per office noting, reply to the captioned IA has been filed by the plaintiff.
2. Ld. Counsel for counter-claimant/defendant no.2 has submitted that he does not wish to file any rejoinder to the reply of plaintiff.
3. Notice issued to proposed respondent Mr. Parmeet Singh Anand has remained unserved.
4. Ld. Counsel for defendant no.2/counter-claim submits that he needs time for filing affidavit of service. Let appropriate steps be taken as per law.



5. At request, in the meantime, issue fresh notice, in the captioned IA to proposed respondent Mr. Parmeet Singh Anand through all permissible modes for next date of hearing, who may file reply within four weeks from the date of service of notice and rejoinder thereto be filed within two weeks thereafter.

I.A. No.5312/2022 (by plaintiff u/O XXII Rule 4 r/w Section 151 CPC to bring on record LRs of the defendant no.3)

6. Ld. Counsel for defendant no.2 submits that he does not wish to file any reply to the captioned IA and has no objection if the same is allowed.
7. Service report of notice issued to LRs of defendant no.3 and defendants no.4 and 5 is awaited.
8. No fresh address of the defendant no.1 has been filed on behalf of the plaintiff till date. Time sought. Let needful in this regard be done.
9. In the meantime, let fresh notice of the captioned IA be issued to LRs of defendant no.3 and defendants no.4 & 5 through all permissible modes, for next date of hearing.
10. At request, on filing of fresh address of defendant no.1 by the plaintiff, issue notice of captioned IA to the defendant no.1 on fresh address through all permissible modes for next date of hearing.

CC 14/2022 (on behalf of defendant no.2)

11. No written statement to the counter-claim and affidavit of admission/denial has been filed on behalf of the respondent/plaintiff. Time sought. Let appropriate steps be taken as per law.
12. Service report of notice summons issued to respondents is awaited.



13. The respondent/defendant no.3 is stated to have expired.
Let appropriate steps be taken by defendant no.2/counter-claim as per law.
14. Ld. Counsel for counter-claimant/defendant no.2 has submitted that he will file affidavit of service. Let appropriate steps be taken as per law.
15. In the meantime, issue fresh summons of counter-claim to the remaining respondents in terms of the previous order for next date of hearing.

CS(OS) 372/2020 & I.A.No.10975/2020 (by plaintiff u/O XXXIX Rule 1 & 2 CPC)

16. Ld. Counsels for parties appearing today have submitted that no settlement talks are going on at this stage.
17. As per office noting, nothing fresh has been filed.
18. Written statement and affidavit of admission/denial of documents already filed on behalf of defendant no.2.
19. No replication and affidavit of admission/denial has been filed on behalf of plaintiff qua defendant no.2.
20. An application for bringing on record LRs of defendant no.3 is pending for consideration.
21. No fresh address of defendant no.1 has been filed on behalf of the plaintiff. Time sought. Let needful in this regard be done.
22. On filing of fresh address of defendant no.1, issue fresh summons of suit and notice of the pending applications to the defendant no.1 through all permissible modes for next date of hearing.
23. No written statement and affidavit of admission/denial of documents has not been filed on behalf of the defendants no.4 and 5.



24. Let the pleadings be completed as per law.

25. Re-notify the matter for further proceedings on **10th April, 2024.**

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

JANUARY 11, 2024/v

Click here to check corrigendum, if any