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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 372/2020

SHRI VIJAY SETHI

..... Plaintiff

Through: None.

versus

SHRI ANIL SETHI & ORS.

..... Defendant

Through: Mr. Rishi Bhatnagar, Adv. for
D-2/Counter-claimant (appeared
through VC) & Mr. Riishabh
Gaur, Adv.

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)**

ORDER

10.04.2024

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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. Reply to the captioned IA has been filed by the plaintiff.
2. Ld. Counsel for counter-claimant/defendant no.2 had already submitted that he does not wish to file any rejoinder to the reply of plaintiff.
3. As per office note, fresh notice could not be issued to proposed respondent Mr. Parmeet Singh Anand as PF not filed.
4. 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)

5. Ld. Counsel for defendant no.2 had already submitted that he does not wish to file any reply to the captioned IA and has no objection if the same is allowed.
6. As per office note, notice issued to LR's of defendant no.3 i.e. defendant no.3(A) & 3 (B) through ordinary mode has been served. Service report of the notice issued through Speed Post received back unserved.
7. Service report of notice issued to defendant no.4 & 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 LR's 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. Fresh summons of the counter-claim could not be issued as PF not filed.
13. The respondent/defendant no.3 is stated to have expired.
14. Let appropriate steps be taken by defendant no.2/counterclaim 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. Written statement and affidavit of admission/denial of documents already filed on behalf of defendant no.2.

17. No replication and affidavit of admission/denial has been filed on behalf of plaintiff qua defendant no.2.

18. An application for bringing on record LRs of defendant no.3 is pending for consideration.

19. As per office note, summons could not be issued to the defendant no.1 as fresh address of defendant no.1 has not been filed on behalf of the plaintiff.

20. 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.

21. No written statement and affidavit of admission/denial of documents has not been filed on behalf of the defendants no.4 and 5.

22. Let the pleadings be completed as per law.

23. Re-notify the matter for completion of service, completion of pleadings and admission/denial of documents on **25th July, 2024.**

**MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)**

APRIL 10, 2024/nk

Click here to check corrigendum, if any