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

+ **CS(COMM) 396/2019**

KAPIL BUILDERS

..... Plaintiff

Through: Mr.Ashutosh Rana proxy for Mr.Jai
Sahay Endlaw, Adv.

versus

AERO PROMOTORS P(P) LTD. & ORS.

..... Defendants

Through: Mr.Harsh Sethi, Adv. for D1,4 and 5.
Mr.Vishal Malik, Adv. for D2&3.

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. SURYA MALIK GROVER (DHJS)

ORDER

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03.02.2021

PHYSICAL HEARING

Learned counsel for the defendant nos.1, 4 and 5 has submitted that he had contacted the Registry, however, despite best efforts, could not procure the hard copy of the relevant documents. It is submitted that written statement along with affidavit of admission/denial and condonation of delay application have been re-filed vide diary nos.194263, 194265 and 194267 respectively, all dated 02.02.2021.

Learned counsel for the defendant nos.2 and 3 submits that he has re-filed condonation of delay application after removal of all objections vide diary no. E155447 dated 24.01.2021.

Learned proxy counsel for the plaintiff submits that he has instructions that plaintiff has no objection, if the condonation of delay applications are allowed and written statement of defendants are taken on record. Further, he may be permitted to file replication to the written



statement filed by the defendants within stipulated time period as per law.

List the matter for completion of pleadings on **04.03.2021 at 12.00 Noon.**

**SURYA MALIK GROVER (DHJS)
JOINT REGISTRAR (JUDICIAL)**

FEBRUARY 3, 2021
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