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

+ **CS(OS) 489/2023**

SH ANIL KUMAR DAWRA

..... Plaintiff

Through: **Mr. Gaurav Sharma, Adv.
(through VC)**

versus

SH SANJAY KUMAR & ORS.

..... Defendants

Through: **Mr. Akash Tomar, Adv.
for D-1 (through VC)
Mr. Nipun Katyal and Ms.
Kismat Chauhan, Adv.
for D-2 (A) (through VC)
Mr. Peeyoosh Kalra, Mr.
Rishabh Thakur, Adv. for
D-4
Mr. Hamid Ali, Adv. for
LR's of D-3A and 3B**

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. SHUCHI
LALER (DHJS)**

**ORDER
05.03.2024**

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**IA No. 15456/2023 u/O XXXIX R.1 & 2 CPC by
plaintiff**

1. Reply of defendant no.1 is on record. Learned
counsels for LR's of defendant no.2 and for LR's of
defendant no.3 had submitted on 22.01.2024 that they do



not wish to file reply to the captioned IA. Rejoinder to reply of defendant no.1 be filed within a week.

2. List for completion of pleadings on the next date.

IA No. 25361/2023 u/O VIII R.1 CPC by defendant nos.

3A and 3B

3. Learned counsel for plaintiff submits that he does not wish to file reply to the captioned IA and he has no objection if the same is allowed subject to cost.

4. By way of captioned IA, LR's of defendant no.3A and 3B are seeking condonation of delay of 30 days in filing the written statement on the ground that the applicant could not approach her counsel as she was suffering from eye problem. Considering the grounds mentioned therein and the no objection, the captioned IA is allowed subject to cost of Rs. 2,000/- to be paid to the plaintiff. Written statement of defendant no.3A and 3B is taken on record.

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4. Written statement of legal heirs of defendant no.2 along with affidavit of admission/denial is on record. Written statement of defendant no.1 is also on record. Written statement of defendant nos. 3A and 3B is taken on record today.

5. As per office note, defendant no.4 was served on 19.02.2024. Written statement along with affidavit of admission/denial and documents be filed by defendant no.4 within stipulated period. Replication be filed in accordance with the provisions of law.

6. Joint document schedule along with its hard copy be filed at least a week prior to the next date fixed before this court.



7. Learned counsels for parties submit that the matter is listed before the Hon'ble Court on 18.03.2024.
8. The file may be placed before the Hon'ble Court on date already fixed i.e. 18.03.2024, for further directions.

**SHUCHI LALER (DHJS),
JOINT REGISTRAR (JUDICIAL)**

MARCH 5, 2024/cd

Click here to check corrigendum, if any