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

+ **CS(OS) 327/2025 and I.A. 12870-12871/2025**

JAI PRAKASH RATHI

.....Plaintiff

Through: Mr.Rajesh Yadav, Sr. Advocate with
Mr.Sunil Chauhan, Ms.Vatsala
Chauhan and Ms.Ruchira, Advocates.

Versus

SHIV KUMAR PRAJAPATI & ANR.

.....Defendants

Through:

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

ORDER

% **21.05.2025**

I.A. 12871/2025 (for exemption)

1. Exemption with respect to filing certified copies of document nos. 4, 7, 8, 9 and 10 of the list of documents is allowed. The typed copy of page no. 132 of the list of documents be placed on record by the plaintiff within a period of three weeks from today.
2. With the aforesaid directions, the instant application stands disposed of.

CS(OS) 327/2025

1. The plaint be registered as a suit. Summons be issued to the defendants by all permissible modes on filing of process fee. Affidavit of service be filed within two weeks.

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2. The summons shall indicate that the written statements must be filed within thirty days from the date of receipt of the summons. The defendants shall also file affidavits of admission/denial of the documents filed by the plaintiff, failing which the written statements shall not be taken on record.
3. The plaintiff is at liberty to file replications thereto within thirty days after filing of the written statements. The replications shall be accompanied by affidavits of admission/denial in respect of the documents filed by the defendants, failing which the replications shall not be taken on record.
4. It is made clear that any unjustified denial of documents may lead to an order of costs against the concerned party.
5. Any party seeking inspection of documents may do so in accordance with the Delhi High Court (Original Side) Rules, 2018.
6. List before the concerned Joint Registrar for further proceedings on 19.08.2025.
7. Thereafter, list before the Court on the date to be assigned by the concerned Joint Registrar.

I.A. 12870/2025 (under Order XXXIX Rules 1 and 2 of CPC)

1. Heard learned counsel appearing on behalf of the plaintiff.
2. On plaintiff taking necessary steps, let notice of the application be issued to the defendants by all permissible modes, returnable on the next date of hearing. In addition, plaintiff is also granted liberty to serve the defendants through *dasti*.
3. Let requisites be filed during the course of the day.
4. *Dasti* notice be handed over to the plaintiff by tomorrow.
5. Let affidavit of service be placed on the record by the plaintiff before the next date of hearing.

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6. Defendants shall be at liberty to file the reply, if they so desire.
7. List this application for consideration on 27.05.2025.

MAY 21, 2025
Nc/@m

PURUSHAINdra KUMAR KAURAV, J

[Click here to check corrigendum, if any](#)

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