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

+ **CS(OS) 509/2022**

SAHIL MARWAH & ANR.Plaintiffs

Through: **Mr. Abhay Narula, Adv.**

versus

ONKAR SINGH MARWAH & ORS.Defendants

Through: **Mr. Varun Sarin, Mr.
Kanak Bose and Ms. Parul
Datta, Advs. for D-1
Mr. M.P.Sahay, Mr.
Yaman Verma, Mr. Kartik
Jindal and Ms. Srishti
Malik, Advs. for D-2
None for D-3 (right of d-3
to file written statement
closed on 16.11.2023.
Mr. Ujas Kumar, Adv. for
D-4**

CORAM:

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

ORDER

19.07.2024

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**IA No. 18776/2022 u/s 151 CPC for directions by
plaintiffs**

1. Pleadings are complete.

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2. As per office note, vakalatnama on behalf of defendant no.2 has been filed. Vide order dated 31.01.2024, the Hon'ble Court observed that considering these are partition suits, in respect of the documents, the affidavit of admission/denial shall be filed by all the parties



within four weeks and on the basis of the same, the joint document schedule shall also be filed within four weeks.

3. Perusal of record reveals that the plaintiff has filed affidavit of admission/denial with respect to documents of defendant nos.1, 2 & 4 but has not filed the affidavit of admission/denial with respect to additional documents of defendant no.2. Learned counsel for plaintiff submits that he will file the affidavit of admission/denial with respect to the additional documents of defendant no.2. Same be filed within two weeks.

4. Defendant no.1 has filed the affidavit of admission/denial with respect to the documents of plaintiff, defendant no.2 and additional documents of defendant no.2, however he has not filed the affidavit of admission/denial with respect to additional documents of plaintiff.

5. Learned counsel for defendant no.1 submits that the additional documents of plaintiff have not been taken on record and for this reason, he has not filed the affidavit of admission/denial.

6. Learned counsel for plaintiff submits that the additional documents i.e. certified copies of the judicial record of the earlier suit were taken on record on 31.01.2024. Learned counsel for defendant no.1 submits that he will make appropriate submissions in this regard before the Hon'ble Court.

7. Defendant no.2 has filed the affidavit of admission/denial of documents of plaintiff, defendant no.1 and additional documents of plaintiff.

8. Defendant no.4 has filed the affidavit of



admission/denial with respect to the documents of plaintiff only. Learned counsel for defendant no.4 seeks time to file affidavit of admission/denial with respect to documents of defendant nos.1, 2 and with respect to additional documents of defendant n.2 and plaintiff. Same be filed within two weeks.

9. Learned counsels for parties submit that the matter is listed before the Hon'ble Court on 23.07.2024. The file may be placed before the Hon'ble Court on date already fixed i.e. 23.07.2024 for further directions.

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

JULY 19, 2024/cd

Click here to check corrigendum, if any