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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 352/2025

SMT. SANTOSH DEVI & ORS. Plaintiff

Through: Mr. Aashish Gumber, Adv.
(appeared through VC)

versus

SH. SHIV CHARAN & ORS. Defendant

Through: Mr. Rajneesh Sharma, Adv. for
D-9 & 10 (appeared through VC)

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. SUMIT
DALAL, (DHJS)**

ORDER

12.02.2026

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1. It is submitted that the matter is coming up before the Hon'ble Court on 18.02.2026.
2. File is taken up today on listing of the below mentioned IAs.

I.A.No.2079/2026 (under Order VIII Rule 1 CPC filed on behalf of defendant no.10 seeking condonation of delay in filing the written statement)

3. As per office note, notice not issued to the plaintiff as PF not filed.
4. Learned counsel for the plaintiff accepts notice of the captioned IA and submits that he has no objection, if the captioned IA is allowed subject to cost.
5. Heard. Record perused.
6. In view of the reasons mentioned in the captioned IA as well as in view of the submission made by learned counsel for the plaintiff, the captioned IA is allowed subject to cost of Rs.1,000/- to be paid by defendant no.10 to learned counsel for the plaintiff. Delay in filing



written statement and affidavit of admission/denial by defendant no.10 is condoned and the same are taken on record.

7. IA stands disposed of.

I.A.No.4025/2026 (under Order VIII Rule 1 CPC filed on behalf of defendant no.9 seeking condonation of delay in filing the written statement)

8. As per office note, vakalatnama and documents have been filed on behalf of defendant no.9.

9. Written statement and affidavit of admission/denial of documents filed on behalf of defendant no.9 have been returned under objection.

10.Learned counsel for the plaintiff accepts notice of the captioned IA and submits that he has no objection, if the captioned IA is allowed subject to cost.

11.Heard. Record perused.

12.In view of the reasons mentioned in the captioned IA as well as in view of the submission made by learned counsel for the plaintiff, the captioned IA is allowed subject to cost of Rs.1,000/- to be paid by defendant no.9 to learned counsel for the plaintiff. Delay in filing written statement and affidavit of admission/denial by defendant no.9 is condoned.

13.Learned counsel for the defendant no.9 is requested to check it up with the Registry and remove all other objections and place the same on record within a week.

14.IA stands disposed of.

**SUMIT DALAL, (DHJS)
JOINT REGISTRAR (JUDICIAL)
FEBRUARY 12, 2026/nk**