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

+ **CS(OS) 413/2020, I.A. 23980/2023**

SHRI KAILASH NATH KHANNAPlaintiff

Through: Ld. Counsel for plaintiff (Appearance not given)

versus

M/S APPLE BUILD HOMES LLP & ORS.Defendant

Through: Mr. Rajeev K. Nanda, Mr. Shyam S. Sharma
Advs.
Ms. Kritika Sachdeva, Adv and Jahnvi
Sharma, Adv for D9 (a) and D9(b) (Through
VC) kritika.sachdeva06@gmail.com.
Mr. Sudarshan Kumar Bansal, Mr. Arpit
Dudeja, Advs. M. 9810132015,
legal@unuledworld.co.in for D-9(c)
Mr. Ambuj Tiwari, support@spnlegal.com
Adv. for D-17.

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

% **30.07.2024**

Matter is taken up through physical hearing as well as video conferencing.

The present case has been transferred from the Court of Ld. Joint Registrar (Judicial) Mr. Manish Sharma vide Order dated 28.06.2024 issued by Ld. Registrar (Original & JJ Sectt.).

I.A. 23980/2023 (Application u/S. 151 CPC filed by plaintiff)

Ld. Counsel for plaintiff has stated that this IA was filed by plaintiff for certain corrections in names of LR's of defendants in applications u/O XXII Rule 4 CPC filed earlier. However the names of LR's of deceased defendants have been correctly mentioned in order of the Hon'ble Court



dated 29.04.2024 and fresh Amended Memo of Parties has already been filed by the plaintiff qua the substituted LR's of deceased defendants as well as qua deceased plaintiff and the present application has become infructuous.

Heard. **Abovesaid application stands disposed off as having become infructuous.**

CS(OS) 413/2020

At request of Ld. Counsel for defendant no.9A and 9B, complete set of plaint and documents be supplied to her by way of e-mail by Ld. Counsel for plaintiff within two days.

Last opportunity is granted to defendants no.9A to C and defendant no.10 for filing Written Statement and affidavit of admission/denial to the plaint within four weeks with advance copy to Ld. Counsel for plaintiff by way of e-mail.

None has appeared on behalf of defendant no. 8A to C and defendant no. 16A and 16B after their impleadment as per Order of the Hon'ble Court dated 29.04.2024.

Fresh summons be issued to defendants no. 8A to 8C and 16A to 16B as per order of the Hon'ble Court dated 29.04.2024 on filing of PF with complete set of documents, by all permissible modes including electronic mode and Dasti if any.

Written Statement if any be filed by the abovestated LR's of deceased defendants within four weeks from date of service with advance copy to Ld. Counsel for plaintiff.

Perusal of Order dated 29.04.2024 reveals that application of plaintiff for placing on record certain documents was allowed by the Hon'ble Court. At request, copy of the complete set of additional documents be supplied to all the opposite parties through their respective counsels by way of e-mail.



Ld. Counsels for the defendants are directed to share their e-mail IDs in attendance.

Plaintiff is directed to file fresh Amended Memo of Parties in terms of the order of the Hon'ble Court dated 29.04.2024 within two weeks with advance copy to the opposite parties through their respective counsels by way of e-mail. **Additional affidavit of admission/denial qua the additional documents of plaintiff be filed by defendants within four weeks.**

Be fixed for completion of pleadings and further hearing on 08.10.2024.

**TYAGITA SINGH, (DHJS),
JOINT REGISTRAR (JUDICIAL)**

JULY 30 2024/sm