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* IN THE HIGH COURT OF DELHI AT NEW DELHI
+ CS(OS) 435/2020

GHAZALA PARVEEN

.....Plaintiff

Through: Mr. M. Tarique Siddiqui, Ms. Jyotsna
Bhardwaj, Advs.

versus

SHAHNAZ PARVEEN & ORS.

.....Defendant

Through: None for D-1 to 7, 10, 12 & 15.
None for D-8, 9, 11, 13 & 14

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER KUMAR
GARG (DHJS)**

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ORDER
05.09.2022

I.A.No.3793/2021 (under Order XXXII Rule 3 CPC)

1. It is stated by Ld. Counsel for plaintiff that the defendant no.12 be served with notice of the captioned IA through his mother and next friend i.e. defendant no.9 and the defendant no.15 be also served with notice of the captioned IA through his mother and next friend i.e. defendant no.14.
2. Let notice of the captioned IA be issued to defendant no.12 through his mother and next friend i.e. defendant no.9 and also to defendant no.15 through his mother and next friend i.e. defendant no.14, for next date of hearing.
3. Let the pleadings be completed by the parties as per law.
4. Re-notify the captioned IA for completion of pleadings on 15th November, 2022.



I.A.No.9052/2022 (under Order XXII Rule 4 CPC to bring on record LRs of deceased defendant no.8)

1. As per office noting, affidavit of service filed on behalf of plaintiff vide diary no.1057217 dated 14.06.2022.
2. Office noting further reveals that notice sent to LR of defendant no.8(b) has been served through ordinary mode.
3. Office noting further reflects that notice sent to LR of defendant no.8(a) was sent through WhatsApp no.8287740053.
4. Ld. Counsel for plaintiff submits that the said contact no. is of LR No.8(a) and further submits that the plaintiff will file appropriate affidavit of service with respect to the same within a week.
5. Let fresh affidavit of service be filed on behalf of the plaintiff within one week from today. Let the same be filed accordingly.
6. LRs of defendant no.8 and non-applicants may file reply to the captioned IA within four weeks with advance copy to the opposite party, who may file rejoinder within two weeks thereafter.
7. Let the pleadings be completed as per law.
8. Re-notify the matter for completion of service, completion of pleadings and further proceedings on **15th November, 2022**.

CS(OS) 435/2020 & I.A.No.12299/2020 (under Order XXXIX Rule 1 & 2 CPC)

1. As per office noting, no replication, rejoinder and affidavit of admission/denial filed on behalf of the plaintiff.
2. Perusal of order sheet dated 12.07.2021 would show that written statement on behalf of defendants no.1 to 7, 9 to 11, 13 and 14 were filed and it was ordered that the plaintiff may file replication as per law. However, no replication and affidavit of admission/denial has



been filed on behalf of the plaintiff till date. The 45 days period available to the plaintiff for filing the replication and affidavit of admission/denial is already over. No further time can be granted to the plaintiff for filing the replication and affidavit of admission/denial in view of Chapter VII Rule 5 of Delhi High Court (Original Side) Rules, 2018 and due to non filing of replication and affidavit of admission/denial, the plaintiff is liable to face the consequences as per Chapter VII Rule 7 of Delhi High Court (Original Side) Rules, 2018

3. An application under Order XXXII Rule 3 of CPC in respect of minor defendants no.12 and 15 and another application under Order XXII Rule 4 of CPC for bringing on record LR's of defendant no.8 are pending for consideration.
4. Re-notify the matter for further proceedings on **15th November, 2022.**

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

SEPTEMBER 5, 2022/v

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

At this stage, Mr. S.D. Ansari, Adv. for D-1 to 7, 10, 12 & 15 has appeared and he has been apprised about today's proceedings and next date of hearing.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

SEPTEMBER 5, 2022/v

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