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

+ CS(OS) 439/2020, I.A. 12324/2020

SMT. BHAGWATI

.....Plaintiff

Through: Mr. Manish Sangwaan, Mr. Ashwani
Tehlan, Advs. M. 9810334335.
sangwan.manish@gmail.com

versus

SH. MANOJ KUMAR & ORS.

.....Defendant

Through: Mr. Nitin Bansal, Adv. for D-4.
Mr. Ravi Bassi, Mr. Nitin Kumar, Advs.
for D-6.

CORAM:

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

ORDER

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26.09.2024

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

As per previous orders, right of defendants no. 1 and 5 and right of defendants no. 2 and 3 to file Written Statement has already been closed. Perusal of PDF record of the case reveals that Written Statement of defendant no. 6 and 7 alongwith affidavit of admission/denial are already on record. However, Written Statement filed by defendant no.4 alongwith affidavit of admission/denial has been returned under objection. Objections be removed within one week, so that it comes on record.



Perusal of PDF record further reveals that Replication to the Written Statement of defendants no. 4,6 and 7 has been filed by plaintiff. However, Ld. Counsel for defendant no.6 has strongly objected that Replication cannot be taken on record as it has been filed long time after expiry of statutory period of limitation.

At request, last and final opportunity is granted to plaintiff for filing application for condonation of delay qua all the Replications filed by plaintiff, within two weeks with advance copy to the opposite parties. The application for condonation of delay shall be considered on merits as and when it comes on record.

I.A. 12324/2020 (Application u/O XXXIX Rule 1 and 2 CPC filed by plaintiff)

Reply has already been filed by defendants no. 6 and 7. Rejoinder not filed by plaintiff. Ld. Counsel for plaintiff has stated that he does not wish to file Rejoinder. Right of other defendants no. 1,2,3 and 5 has already been closed.

Ld. Counsel for defendant no.4 has stated that he does not wish to file Reply to this IA. **Pleadings are complete in this IA.**

Be fixed for further hearing on 03.12.2024.

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

SEPTEMBER 26, 2024/sm

At this stage, Mr. Animesh Kumar Gaba, Advocate for DDA/D-7 has appeared and he has been apprised of the next date of hearing.

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

SEPTEMBER 26, 2024/sm

CS(OS) 439/2020

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