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

+ **CS(COMM) 560/2020**

RAVINDER SINGH

.....Plaintiff

Through: Mr. Atul Sahi, Adv. with Mr. Rohit
Agarwal, Adv.

versus

KIMI VERMA

.....Defendant

Through: Mr. Kunal Khanna, Adv.

CORAM:

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

ORDER

05.04.2023

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**I.A.No.12400/2022 (by plaintiff u/O XXXIX Rule 1 & 2 of
CPC)**

1. Reply to the captioned IA has already been filed by the defendant.
2. No rejoinder to the captioned IA filed on behalf of the plaintiff despite last opportunity.
3. Ld. Counsel for plaintiff submits that he has already filed rejoinder qua the captioned IA in the month of February, 2023, however, he is not aware about the diary no. at present.
4. Ld. Counsel for defendant has submitted that he has not received copy of any such rejoinder.
5. Rejoinder is not on record and if the same has not been filed, then, appropriate cost for delaying proceedings will be imposed. Let appropriate steps be taken as per law.



6. Re-notify the captioned IA for completion of pleadings and further proceedings on **17th July, 2023**.

CS(COMM) 560/2020

1. As per office noting, no application was filed vide diary no.734920/2021 and some documents were re-filed on behalf of the defendant vide the above said diary no. 734920/2021 on 28.02.2022.
2. Ld. Counsel for defendant has submitted that he has already filed application for condonation of delay vide diary no.742919/2021. However, same is not on record.
3. At this stage, Ld. Counsel for defendant has submitted that he was served with copy of paper book only on 1st March, 2021 and has further submitted that in view of directions of Hon'ble Apex Court in Re: Cognizance for Extension of Limitation; Suo Motu WP(C) No.3/2020, the delay in filing the written statement by defendant may be condoned.
4. Ld. Counsel for plaintiff submits that he has no objection if the delay in filing written statement is condoned and the same is taken on record.
5. In view of submissions, delay in filing written statement on behalf of the defendant is condoned and written statement alongwith affidavit of admission/denial of documents are taken on record.
6. Replication and affidavit of admission/denial already filed on behalf of the plaintiff.
7. Pleadings in the suit are complete.
8. Let Joint Document Schedule including hard copy of the same and hard copies of documents be filed at least two weeks before next date of hearing.



9. Re-notify the present matter for admission/ denial of the documents and further proceedings on **17th July, 2023**.

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

APRIL 05, 2023/v

Click here to check corrigendum, if any