



\$~28

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 574/2022

SIMRAN KANWAR

.....Plaintiff

Through: Mr. Karan Nagrath & Mr. Vipul
Pankaj Sanghi, Advs.

versus

ONKAR SINGH MARWAH & ORS.

.....Defendant

Through: Mr. Varun Sarian, Ms. Aparna Iyer
& Ms. Parul Dutta, Advs. for D-1.
Ms. Damini Chawla, Adv. for D-2
& 3.
Mr. Abhay Narula, Adv. for D-4 &
D-5.
Mr. Kumar Vishwajeet, Adv. for
D-8.
None for D-6 & 7.

CORAM:

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

ORDER

16.11.2022

%

**I.A. No. 15123/2022 (u/O XI Rule 1 of CPC moved by the
plaintiff);**

**I.A. No. 15124/2022 (u/O XXXIX Rules 1 & 2 of CPC
moved by the plaintiff) &**

**I.A. No. 17940/2022 (of defendant no.4 u/O XXXIX Rules
1 & 2 of CPC)**

1. It is submitted that the captioned IAs are coming up for
hearing before the Hon'ble Court on 12.01.2023.

**I.A. No.18646/2022 (u/O VIII Rule 1 r/w Section 5 of
Limitation Act seeking condonation of delay of 3 days in
filing written statement on behalf of the defendants no.4
& 5)**



1. Ld. Counsel for plaintiff accepts notice of the captioned IA and submits that he does not wish to file any reply to the captioned IA and has no objection if the same is allowed.
2. For the reasons stated in the present application and in view of submissions on behalf of the plaintiff, delay in filing written statement on behalf of defendants no.4 and 5 is condoned and the said written statement is taken on record.
3. The captioned IA stands disposed off accordingly.

I.A. No.18681/2022 (u/S 151 CPC seeking condonation of delay of 3 days in filing written statement on behalf of defendants no.2 & 3);

I.A. No.18682/2022 (u/S 151 CPC seeking condonation of delay of 3 days in filing affidavit of admission/denial of documents on behalf of defendants no.2 & 3) &

I.A. No.18683/2022 (u/S 151 CPC seeking condonation of delay of 3 days in filing reply to IA No.15124/2022 on behalf of defendants no.2 & 3);

1. Ld. Counsel for plaintiff accepts notice of the captioned IAs and submits that he does not wish to file any reply to the captioned IAs and has no objection if the same are allowed.
2. For the reasons stated in the applications and in view of submissions on behalf of plaintiff, delay in filing written statement, affidavit of admission/denial of documents and reply to IA No.15124/2022 on behalf of defendants no.2 and 3 is condoned and said written statement, affidavit of admission/denial and reply to IA No.15124/2022 are taken on record.
3. The captioned IAs stand disposed off accordingly.



I.A. No.18728/2022 (u/S 131 CPC seeking condonation of delay of 6 days in filing written statement on behalf of defendant no.1);

I.A. No.18729/2022 (u/S 151 CPC seeking condonation of delay of 6 days in filing affidavit of admission/denial of documents on behalf of defendant no.1) &

I.A. No.18730/2022 (u/S 151 CPC seeking condonation of delay of 8 days in filing reply to IA No.15124/2022 on behalf of defendant no.1);

1. Ld. Counsel for plaintiff accepts notice of the captioned IAs and submits that he does not wish to file any reply to the captioned IAs and has no objection if the same are allowed.
2. For the reasons stated in the application and in view of submissions on behalf of plaintiff, delay in filing written statement, affidavit of admission/denial of documents and reply to IA No.15124/2022 on behalf of defendant no.1 is condoned and aforesaid written statement, affidavit of admission/denial and reply to IA No.15124/2022 are taken on record.
3. The captioned IAs stand disposed off accordingly.

CS(OS) 574/2022

1. It is submitted that the matter is coming up for hearing before the Hon'ble Court on 12.01.2023.
2. As per office noting, affidavit of service filed on behalf of the plaintiff vide diary no.1874801/2022.
3. In view of the service report and affidavit of service, the defendants no.6 and 7 have also been served. There is no appearance on behalf of the defendants no.6 and 7.
4. Written statement and affidavit of admission/denial of documents filed on behalf of defendant no.1, on behalf of defendants no.2 & 3 and on behalf of defendants no.4 & 5



have been taken on record today while disposing off above said IAs. Written statements and affidavits of admission/denial of documents of aforesaid defendants are already on record.

5. The plaintiff may file replication alongwith affidavit of admission/denial of documents qua defendants no.1 to 5 as per law with advance copy to the opposite party.
6. No written statement and affidavit of admission/denial of documents has been filed on behalf of the defendants no.6 to 8.
7. The defendants no.6 to 8 may file written statement and affidavit of admission/denial of documents as per law with advance copy to the opposite party, who may file replication and affidavit of admission/denial thereafter as per law.
8. Let the pleadings be completed as per law.
9. Re-notify the matter for completion of pleadings and further proceedings on **21st December, 2022.**

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

NOVEMBER 16, 2022/v

Click here to check corrigendum, if any