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

+ **CS(OS) 452/2020**

INDU RANI@INDU RATHI

.....Plaintiff

Through: Mrs. Kajal Chandra & Ms. Simriti
Bali, Advs. for LR's of plaintiff
(Mob. No. 9810133536 & E-mail
ID: kajal.chandra@yahoo.com)

versus

SUMITRA DEVI & ORS.

.....Defendant

Through: None for D-1 to 3.

None for D-4 to 9.

D-4 to 8 was already proceeded
exparte and their right to file WS
was also closed vide order dated
19.05.2023.

Right of D-9 to file WS was also
closed vide order dt. 19.05.2023.

D-10 was deleted from array of
parties vide order dt. 19.12.2022.

CORAM:

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

ORDER

08.02.2024

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Proceedings are being conducted through hybrid mode.

**I.A. No. 12633/2020 (u/O XXXIX Rules 1 & 2 Section 151
CPC filed on behalf of the plaintiff)**

1. It is submitted that the captioned IA is coming up for
hearing before the Hon'ble Court on 22.03.2024.

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2. Pleadings in the suit are already complete and the matter
is at the stage of admission/denial of documents.



3. As per office noting, fresh Joint Document Schedule has not been filed on behalf of the plaintiff in terms of order dated 09.01.2024.
4. Ld. Counsel for plaintiff submits that she has shared draft of fresh Joint Document Schedule to Ld. Counsel for defendants no.1 to 3 on his email as mentioned in the order dated 08.11.2023, on 5.12.2023, but till date, no response from defendants no.1 to 3 has been received by her. She further submitted that Joint Document Schedule without signature of Ld. Counsel for defendants may be accepted.
5. Heard. Perusal of record shows that vide order dated 08.11.2023, two weeks time was given to the defendants no.1 to 3 for responding to draft of fresh Joint Document Schedule from date of its receipt. There is no appearance on behalf of defendants no.1 to 3 despite repeated calls. In the present facts and in the interest of justice, one more opportunity is granted to defendants no.1 to 3 to respond to the draft of Joint Document Schedule to Ld. Counsel for plaintiff within two weeks, subject to cost of Rs.5,000/- to be paid to the plaintiff, failing which, the plaintiff may file the same without signature of the defendants and same shall be considered as per rules in the present matter. Let cost be paid within four weeks.
6. Re-notify the matter for admission/denial of documents and further proceedings on **07th May, 2024**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 8, 2024/v

Click here to check corrigendum, if any