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

+ **CS(OS) 491/2024 & CRL.M.A. 2923/2025**

RAJAT BHANDARI

.....Plaintiff

Through: Ms. Shweta Bharti with Mr. J.K.
Chaudhary, Mr. Shantanu Malik,
Ms. Darshita Sethia, Mr. Prakarti
Shrivastava & Mr. Yashodhara B.
Roy, Advs.

versus

ASHOK KUMAR BHANDARI & ORS.

.....Defendant

Through: Mr. Arjun Aggarwal, Adv. for D-1.
Mr. Pawas Agarwal, Advocate for
D-2.
None for D-3 despite service.

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

ORDER

16.05.2025

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Proceedings are being conducted through hybrid mode.

I.A. No. 8436/2025 (by plaintiff for modification of order dated

1. It is submitted that the captioned IA is coming up for hearing before the Hon'ble Court on 28.05.2025.

I.A. No. 47401/2024 (by plaintiff for directions)

2. As per office noting, separate replies to the captioned IA has been filed on behalf of defendants no.1 and 2.

3. Office noting further shows that rejoinder to reply of defendant no.1 has been filed by the plaintiff.

4. **Ld. Counsel for plaintiff** has submitted that rejoinder filed on behalf of plaintiff qua defendant no.1 be also read as

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rejoinder qua defendant no.2 also. Heard. In view of the above submissions, rejoinder filed on behalf of plaintiff qua defendant no.1 be read for defendant no.2 also.

5. Pleadings qua the captioned IA are complete.
6. At request of Ld. Counsel for respondent no.2, Ld. Counsel for plaintiff has submitted that he will supply copy of the above said rejoinder to Ld. Counsel for the defendant no.2 during the course of the day. Let the same be supplied accordingly.

I.A. No. 47402/2024 (by plaintiff for condonation of delay of 25 days in re-filing IA No. 47401/2024)

7. As per office noting, separate replies to the captioned IA has been filed on behalf of defendants no.1 and 2.
8. Office noting further shows that rejoinder to reply of defendant no.1 has been filed by the plaintiff.
9. Ld. Counsel for plaintiff has submitted that rejoinder filed on behalf of plaintiff qua defendant no.1 be also read as rejoinder qua defendant no.2 also. Heard. In view of the above submissions, rejoinder filed on behalf of plaintiff qua defendant no.1 be read for defendant no.2 also.
10. Pleadings qua the captioned IA are complete.
11. At request of Ld. Counsel for respondent no.2, Ld. Counsel for plaintiff has submitted that he will supply copy of the above said rejoinder to Ld. Counsel for the defendant no.2 during the course of the day. Let the same be supplied accordingly.

I.A. No. 47392/2024 (by plaintiff for condonation of delay of 33 days in filing rejoinder to the reply of D-1 qua IA No. 31706/2024);

I.A. No. 47394/2024 (by plaintiff for condonation of delay of 20 days in filing documents with replication qua D-1).

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12. Perusal of record shows that separate replies to captioned IAs were already filed on behalf of defendant no.1.

13. As per office noting, separate rejoinders to the above said replies of defendant no.1 have been filed on behalf of the defendant no.1.

14. Pleadings qua the captioned IAs are complete.

I.A. No. 47398/2024 (by plaintiff for condonation of delay of 38 days in filing rejoinder to the reply of D-2 qua IA No.31706/2024);

I.A. No. 47403/2024 (by plaintiff for condonation of delay of 15 days in filing of replication qua D-2)

I.A. No. 47404/2024 (by plaintiff for condonation of delay of one day in re-filing of replication qua D-2)

15. As per office noting, separate replies to the captioned IAs have been filed on behalf of the defendant no.2.

16. Ld. Counsel for plaintiff has submitted that rejoinder filed by him qua defendant no.1 in IA No.47392/2024 may kindly be read as rejoinder qua IA No.47398/2024. Not opposed. Let rejoinder filed by plaintiff in IA No.47392/2024 qua defendant no.1 be read as rejoinder qua IA No. 47398/2024.

17. Ld. Counsel for plaintiff has submitted that rejoinder filed by him qua defendant no.1 in IA No.47394/2024 may kindly be read as rejoinder qua IA No.47403/2024. Not opposed. Let rejoinder filed by plaintiff in IA No.47394/2024 qua defendant no.1 be read as rejoinder qua IA No. 47403/2024.

18. Some more time has been sought on behalf of plaintiff for filing rejoinder to the reply of defendant no.1 qua IA

no.47404/2024. Let the same be filed within three days as last opportunity.

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I.A. No. 31706/2024 (by Plaintiff for stay)

19. Perusal of record shows that separate replies to captioned IA were already filed on behalf of defendant no.1 and defendant no.2.

20. Rejoinder to the reply of defendant no.1 was already filed by plaintiff vide diary no. 5596179/2024. However, IA No.47392/2024 for condonation of delay in filing the same is pending for consideration.

21. As per office noting, rejoinder to the reply of defendant no.2 filed on behalf of plaintiff vide diary no.5122479/2024 has now come on record. However, IA No.47398/2024 for condonation of delay in filing the same is pending for consideration on behalf of plaintiff.

22. Ld. Counsel for plaintiff has submitted that certain documents have been filed alongwith rejoinders qua the captioned IAs, which were already on record and same have been filed only for the purpose of convenience. Ld. Counsels for defendants have submitted that the same cannot be taken on record, if there are similar documents.

23. Perusal of applications would show that same are for condonation of delay in filing replication, for seeking permission of additional documents, for condonation of delay / re-filing in rejoinder to replies of temporary injunction applications.

24. Ld. Counsels for both parties have submitted that all the applications may be placed before the Hon'ble Court where they would make their further submissions.

25. Heard. At joint request, let all the pending applications be

placed before the Hon'ble Court for further directions on the date already fixed i.e. **28th May, 2025.**

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26.Perusal of record shows that written statement, affidavit of admission/denial of documents and documents with list of documents were already filed on behalf of the defendant no.1.

27.Perusal of record further shows that replication alongwith affidavit of admission/denial of documents were already filed on behalf of the plaintiff qua defendant no.1.

28.It is submitted that IA No.47394/2024 for condonation of delay in filing documents with replication qua defendant no.1 is pending for consideration.

29.Perusal of record further shows that written statement, affidavit of admission/denial and documents with list of documents were already filed by defendant no.2.

30.Perusal of record also indicates that replication alongwith affidavit of admission/denial were already filed on behalf of plaintiff qua defendant no.2. However, IAs No.47403/2024 and 47404/2024 for condonation of delay in filing / re-filing of the same are pending for consideration.

31.No written statement and affidavit of admission/denial of documents has been filed on behalf of defendant no.3.

32.Ld. Counsel for plaintiff submits that statutory period for filing written statement and affidavit of admission/denial of documents by defendant no.3 has already expired and hence, right of defendant no.3 to file the same may be closed.

33.Heard. Perusal of order dated 29.08.2024 would show that defendant no.3 was served and directed to file written

statement and affidavit of admission/denial of documents as per law, however, the same have not been filed till



date. The statutory period for filing written statement and affidavit of admission/denial of documents by defendant no.3 has already expired. Hence, right of defendant no.3 to file written statement and affidavit of admission/denial of documents stands closed.

34.Let the pleadings be completed as per law.

35.Re-notify the matter for completion of pleadings and further proceedings on **02nd September, 2025**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

MAY 16, 2025/v

Click here to check corrigendum, if any

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