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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 615/2021**

MS DEVENDER K ASSOCIATES & ANR.Plaintiffs

Through: Mr. Vishal Maan, Mr. Kartik Dabas & Mr. Aditya Singh, Advs.

versus

MS ARTHA COMMERCIAL COMPLEX LLP & ORS.

.....Defendants

Through: Mr. N. Raja Singh & Ms. Manisha Chaudhary, Advs. for D-1 (joined thorough VC)
Ms. Preeti Sharma, Adv. for D-3 to 6 (joined through VC)
Mr. Anil Kumar, proxy cl. for D-7 with D-7 in person
Mr. Harsh Kumar Singh & Mr. Suryansh Jamwal, Advs. for D-8

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. PRIYA MAHENDRA, (DHJS)

ORDER

% **14.02.2025**

IA no.35250/2024 under Order XXII Rule 4 CPC moved by the plaintiffs for impleadment of LR of D-2; and

IA No.35251/2024 under Section 5 of Limitation Act moved by the plaintiffs seeking condonation of delay in re-filing IA no.35250/2024

1. As per office note, proposed LR no.2(1) to 2(3) having same address are served through Speed Post which was received by proposed LR no.2(3). Let reply, if any, to the captioned IA be filed by said proposed LR of defendant no.2 within three weeks with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.
2. Learned respective counsels for defendant no.1, 3 to 6, 7 & 8 present today submit that they do not wish to file any reply to the captioned IA as they have no objection to



the captioned IA.

3. Re-notify the captioned IA for completion of pleadings/consideration on the next date of hearing.

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4. As per order dated 20.10.2023, pleadings qua defendant no.3 to 6 and defendants no. 7 and 8 are complete.

5. As per office note, Replication alongwith Affidavit of Admission/Denial of the documents filed by defendant no.1 is on record. However, on perusal of Affidavit of Admission/Denial filed by the plaintiff, it is found that the same is not in the prescribed format. So, the plaintiff is directed to file fresh/proper Affidavit of Admission/Denial of the documents in the prescribed format as per law within three weeks with copy to the opposite side.

6. The order dated 05.11.2024 perused. It is stated by learned counsel for the plaintiff that he will file composite Affidavit of Admission/Denial of the documents in the prescribed format also for the additional documents filed by defendant no.1 which were allowed to be taken on record vide order dated 05.11.2024. Accordingly, the same be filed within three weeks with copy to the opposite side.

7. Thereafter, the plaintiff is directed to share draft of Joint Schedule of the documents compatible with fresh Affidavit of Admission/Denial of the documents with learned counsels for the defendants within two weeks. Learned counsels for defendants are directed to provide their inputs, if any, to the draft of Joint Schedule of the documents within one week. Thereafter, the plaintiff is directed to file soft copy as well as physical copy of Joint



Schedule of the documents within two weeks.

8. Parties are directed to file physical copy of the documents of which e-copy already filed on record, if not filed earlier, before the next date of hearing.

Re-notify the matter for marking of exhibits to the documents on 13.05.2025.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 14, 2025/ab

Click here to check corrigendum, if any