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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(OS) 632/2021

OM PRAKASH BATRA

.....Plaintiff

Through: Mr. Bankim Garg, Adv. (joined
through VC)

versus

MANOJ KUMAR BATRA & ORS.Defendants

Through: Mr. Pranav Gambhir & Ms.
Shriya Gambhir, Advs. For
D-1&2

Mr. Yatin, Adv. For D-3 (joined
through VC)

CORAM:

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

ORDER

% **18.03.2025**

**IA No.5502/2025 under Order VIII Rule 1 CPC moved
by defendant no.1&2 seeking condonation of delay in
filing Written Statement to the amended plaint**

1. Learned counsel for the plaintiff accepts notice of the captioned IA. He submits that he has no objection if captioned IA is allowed.

2. Heard. In view of above and in view of reasons mentioned in the application, the captioned IA stands allowed to the extent that the delay in filing Written Statement to the amended plaint by defendant no.1&2 is condoned and the same is allowed to be taken on record. Accordingly, the captioned IA stands disposed of.

**CS(OS) 632/2021 CC 7/2022, I.A. 15753/2021, I.A.
3322/2022**

3. As per office note, amended Written Statement to the amended plaint filed by defendant no.1&2 is lying under objections. So, the defendant no.1&2 are directed to take requisite steps to bring on it on record as per law. However, documents filed by defendant no.1&2 are on record.



4. Affidavit of Admission/Denial of the documents initially filed by defendant no.1&2 is not in the proper. So, the defendant no.1&2 are directed to file Revised Affidavit of Admission/Denial of the documents strictly as per law within three weeks with copy to the opposite side.
5. The plaintiff is directed to file Replication alongwith Affidavit of Admission/Denial of the documents to the same within stipulated period as prescribed by law with copy to the opposite side.
6. It is stated by learned counsel for the defendant no.3 that the this court has condoned the delay occasioned in filing Written Statement to the amended plaint alongwith Affidavit of Admission/Denial of the documents by D-3 vide order dated 12.03.2025.
7. Written Statement alongwith Affidavit of Admission/Denial of the documents filed by defendant no.3 is on record. However, Affidavit of Admission/Denial of the documents filed by the defendant no.3 is not proper. So, the defendant no.3 is directed to file revised Affidavit of Admission/Denial of the documents in the prescribed format strictly as per law within three weeks with copy to the opposite side.
8. The plaintiff is directed to file Replication alongwith Affidavit of Admission/Denial of the documents to the same within stipulated period as prescribed by law with copy to the opposite side.
9. The plaintiff is directed to share draft of Joint Schedule of the documents with learned counsels for the defendants within two weeks. Learned counsels for defendants are directed to either provide their inputs, if



any, to the draft of Joint Schedule of the documents or to provide the signed copy of Joint Schedule of the documents to learned counsel for the plaintiff 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 thereafter with copy to the opposite side.

10. Hard copy of the documents of which e-copy already filed on record, if not filed earlier be filed before the next date of hearing.

Re-notify the matter for marking of exhibits to the documents on 14.07.2025.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)
MARCH 18, 2025/ab
[Click here to check corrigendum, if any](#)