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

+ **CS(OS) 583/2023**

TRILOK PAL SHARMA

..... Plaintiff

Through: None

versus

RATTAN LAL AND ORS

..... Defendants

Through: Ms. Kritika Gupta, Adv. for D2, 3, 5,
6, 7, 9, 10, 11, 12, 16, 17, 18, 19, 20,
21, 22, 23, 24 (M: 8826331177)

Mr. Vipul Pankaj Sanghi, Ms.
Ananya Kar Sanghi, Mr. Prateek
Vaish, Advs. For D26

CORAM:

DR. JAGMINDER SINGH (DHJS) JOINT REGISTRAR (JUDICIAL)

ORDER

% **01.03.2024**

I.A. No. 18236/2023

This is an application moved under Order XXXIX Rules 1 & 2.

In this application, reply has already been filed on behalf of defendant no. 26. Let reply be filed on behalf of other defendants who have been served.

Today, learned counsel Ms. Kritika Gupta appeared on behalf of defendant no. 2, 3, 5, 6, 7, 9, 10, 11, 12, 16, 17, 18, 19, 20, 21, 22, 23, 24. However, as per order Dated 04.10.2023 of the Hon'ble Court, learned counsel, Mr. Syed Kamran Ali, appearing for defendant no. 1 to 24 had accepted the notice on their behalf. Learned counsel submitted that she will contact the clients and will clarify in this aspect on the next date of hearing.

Learned counsel further stated that she had not received copy of the plaint and the documents.

Accordingly, plaintiff is directed, through counsel, to supply copy of



the plaint and the documents to the learned opposite counsel on sharing the necessary particulars, through online / offline mode.

I.A. No. 4945/2024(Application on behalf of defendant no. 26 under Order VIII Rule 1 read with Section 151 of the Code of Civil Procedure, 1908 seeking condonation of delay in filing the written statement along with affidavit of admission and denial of documents and reply to application under Order XXXIX Rule 1 & 2)

As per learned counsel, there is 48 days delay after the statutory period of 30 days and therefore according to the learned counsel the written statement has been filed within 90 days.

Today, no one is appearing on behalf of the plaintiff.

I have considered the submissions and gone through the contents of the application. In view of the facts and circumstances, the delay of 48 days in filing the written statement stands condoned.

The captioned IA is allowed and disposed of.

Accordingly, the written statement be taken on record.

Put up for completion of pleadings / service, in accordance with law.

At this stage, learned counsels for the parties submitted that matter is coming up before the Hon'ble Court on 07.03.2024.

Hence, at joint request, let the matter be placed before the Hon'ble Court for further directions on the date already fixed.

**DR. JAGMINDER SINGH (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MARCH 1, 2024/sms

At this stage, Mr. Gaurav Pandey, Advocate appeared on behalf of the plaintiff and is apprised of the order.



He further submitted that he had not received copy of the written statement filed on behalf of defendant no. 26. Let same be supplied again through online / offline mode on sharing the necessary particulars by the learned opposite counsel.

DR. JAGMINDER SINGH (DHJS)
JOINT REGISTRAR (JUDICIAL)

MARCH 1, 2024/sms