



\$~8

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

+ **CM(M) 1560/2023 & CM APPL. 49200/2023**

DIVYA

.....Petitioner

Through: Ms. Preeti Singh, Mr. Sunklan Porwal,
Ms. Shefali, Mr. Yash Singhal,
Advocates

versus

RENU AHLAWAT & ORS.

.....Respondent

Through: None

CORAM:

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

15.07.2024

%

1. Petitioner happens to be defendant No. 2 before the learned Trial Court.
2. Suit in question has been filed by her parents-in-law.
3. It is contended that by learned counsel for petitioner that defendant no. 2 had filed an application under Order VII Rule 11 CPC. Such application was eventually dismissed on 27.05.2023.
4. It is argued that since an application had already been moved and was yet to be decided, learned Trial Court should have granted defendant further time to file written statement, instead of closing her right same day when her application under Order VII Rule 11 CPC was dismissed.
5. Learned counsel for petitioner has contended that position is no longer *res integra* and learned Trial Court should not have compelled to file written statement when her application under Order VII Rule 11 CPC was pending adjudication.
6. She seeks time to place on record judicial pronouncements on the issue involved.
7. Re-notify on 05.08.2024.
8. Last opportunity.

MANOJ JAIN, J

JULY 15, 2024/dr