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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 623/2022

NUPUR RUSTAGI & ORS.

.....Plaintiff

Through: Mr. Hari Kishan, Adv. (through
VC).

versus

PRABODH KUMAR RUSTAGI & ORS.

.....Defendant

Through: Mr. Jugal Wadhwa, Adv. with Mr.
Siddharth Sharma, Advs. for D-1
& 2.

Mr. Gurpreet Singh Gulati, Adv.
for proposed D-4.

Mr. Saurabh Goel, Advocate for
proposed D-5.

Ms. Santosh Kumar Rout & Ms. S.
Marandi, Advocates for proposed
defendant / Punjab National Bank
(email: skrlawfirms@gmail.com).

None for D-3.

Right of D-3 to file WS was closed
vide order dated 11.09.2023.

CORAM:

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

ORDER

24.04.2024

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Proceedings are being conducted through hybrid mode.

**IA. No. 24497/2023 (by defendants no.1 & 2 u/O I Rule
10 r/w Order VI Rule 17 and Section 151 of CPC for
impleadment of Punjab National Bank as party to the
suit and for amendment of written statement).**

1. Ld. Counsel for plaintiff submits that he does not wish to
file any reply to the captioned IA.



2. Ld. Counsels for proposed defendants no.4 & 5 as well as Ld. Counsel for proposed defendant/Punjab National Bank have submitted that they have not received copy of the captioned IA till date. Let the same be supplied within one week.
3. Ld. Counsel for defendants no.1 & 2 has submitted that he has to take instructions with respect to withdrawal of the captioned IA and he further submits that LR's of the defendant no.1 are yet to be brought on record. Let needful in this regard be done.

I.A. No. 21709/2022 (by plaintiff u/O I Rule 10 r/w Order VI Rule 17 CPC for impleadment of proposed defendants no.4 & 5)

4. Pleadings in captioned IA qua defendants no.1 to 3 are already complete.
5. Separate replies to the captioned IA were already filed on behalf of proposed defendants no.4 and 5.
6. As per office noting, separate rejoinders to the above said replies of proposed defendants no.4 & 5 have been filed by the plaintiff. At request, let copies of the rejoinders be supplied to Ld. Counsels for proposed defendants no.4 and 5 within one week.
7. Pleadings in the captioned IA stand complete.

I.A. No. 16608/2022 (by plaintiff u/O XXXII Rule 1 of CPC) &

I.A. No. 16607/2022 (by plaintiff u/O XXXIX Rules 1 & 2 of CPC)

8. Pleadings qua the captioned IA are already complete.

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9. It is submitted that matter and all IAs are coming up for hearing before the Hon'ble Court on 20.05.2024.



- 10.Ld. Counsel for defendants no.1 & 2 has submitted that the defendant no.1 has expired on 23.02.2024. Ld. Counsel for plaintiff submits that he will take appropriate steps for impleadment of LR's of defendant no.1. Let appropriate steps be taken as per law.
- 11.Perusal of record would show that written statement and affidavit of admission/denial of documents already filed on behalf of defendants no.1 and 2.
- 12.No replication and affidavit of admission/denial has been filed on behalf of the plaintiff qua defendants no.1 and 2.
- 13.Right of defendant no.3 to file written statement was already closed vide order dated 11.09.2023.
- 14.It is submitted that applications for impleadment of parties and application for amendment of plaint are pending for consideration.
- 15.Let the pleadings be completed as per law.
- 16.At joint request, re-notify the present matter for further proceedings on **15th May, 2024.**

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

APRIL 24, 2024/v

Click here to check corrigendum, if any