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

+ **CS(OS) 678/2021**

TARUN KUMAR CHAWLA & ORS.

.....Plaintiff

Through: Advocate for plaintiff (through
VC) (appearance not given)

versus

PREM KUMAR CHAWLA & ORS.

.....Defendant

Through: Mr. Amit Sanduja, Mr. Anil Kohli,
Mr. Saurabh Chawla, Ms. Skashi
Singh & Mr. Tushar, Advs. for D-1
None for D-2 to 4.

Mr. Saurabh Kapoor, Adv. for all
three LR's of D-5 (through VC).

CORAM:

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

O R D E R

09.04.2024

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Proceedings are being conducted through hybrid mode.

**I.A. No. 16517/2021 (by plaintiff u/O XXXIX Rules 1 & 2
r/w Section 151 of CPC) &**

**I.A. No. 867/2023 (by plaintiff u/O XII Rule 6 r/w Section
151 of CPC)**

1. It is submitted that the captioned IAs are coming up for
hearing before the Hon'ble Court on 07.05.2024.

**I.A. No. 22873/2023 (by defendant no.1 u/O VIII Rule
1(A) & 3 r/w Section 151 CPC)**

2. Replies stated to be filed on behalf of plaintiff and LR's of
defendant no.5 have not come on record till date. Let
appropriate steps be taken as per law within two weeks



for getting the same placed on record as last opportunity.

3. Ld. Counsel for defendants no.2 to 4 had submitted that they will adopt reply filed by plaintiff. However, reply stated to be filed by the plaintiff has not come on record till date.

I.A. No. 14253/2022 (by plaintiff u/O VIII Rule 10 of CPC by plaintiff for pronouncing judgments against defendants no.5)

4. Pleadings qua the captioned IA are complete.

I.A. No. 10968/2023 (by defendants no.5(ii) & 5(iii) u/S 5 of Limitation Act r/w Section 151 CPC for condonation of delay of 123 days in filing written statement);

I.A. No. 10969/2023 (by defendant no.5(i) u/S 5 of the Limitation Act r/w Section 151 CPC for condonation of delay of 123 days in filing written statement);

I.A. No. 10970/2023 (by defendants no.5(i) to 5(iii) u/S 5 of Limitation Act r/w Section 151 CPC for condonation of delay of 159 days in re-filing IA Nos.10968/2023 and 10969/2023)

5. Separate replies to the captioned IAs already filed on behalf of plaintiff.
6. As per office noting, separate rejoinders to the above said replies has been filed on behalf of applicants.
7. Pleadings qua the captioned IAs are complete.
8. At joint request, re-notify captioned IAs for arguments on next date of hearing.

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9. Pleadings qua defendants no.1 to 4 are already complete.
10. Perusal of record shows that written statement alongwith affidavit of admission/denial of documents were filed by the defendants no.5(i) to (iii). However, applications seeking condonation of delay in filing written statement



on behalf of defendants no.5(i) to (iii) are pending for consideration.

11.Perusal of record shows that replication was also filed by the plaintiff qua defendants no.5(i) to (iii). However, written statement on behalf of defendants no.5(i) to (iii) has not come on record till date.

12.As per office noting, affidavit of admission/denial with respect to documents of defendant no.1 has been filed on behalf of LRs of defendant no.5 vide diary no.169396/2024.

13.Let the pleadings be completed as per law.

14.Re-notify the matter for completion of pleadings and further proceedings on **26th April, 2024**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

APRIL 9, 2024/v

[Click here to check corrigendum, if any](#)