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

+ **CS(OS) 640/2022**

AMIT KUMAR

.....Plaintiff

Through: Ms. Chandrani Prasad, Mr. Manish
Chaubey & Mr. Anuj Jain, Advs.
for plaintiff with plaintiff in person

versus

SMT MALA GUPTA & ORS.

.....Defendant

Through: Mr. Pranaynath Jha, Adv. for all
defendants (Mob. No.9871353080)

CORAM:

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

ORDER

28.02.2023

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**I.A. No. 3152/2023 (by defendants u/O VIII Rule 1 r/w
Section 151 of CPC for condonation of delay of 59 days in
filing written statement)**

1. Part arguments on the captioned IA heard.
2. During the course of arguments, Ld. Counsels for both the parties have submitted that they have no objection if the captioned IA is allowed subject to some reasonable cost.
3. For the reasons stated in the application and in view of submissions on behalf of the parties, delay in filing written statement is condoned and written statement of the defendants is taken on record, subject to cost of Rs.3,000/- to be paid to the plaintiff. Cost not paid, same be paid on or before next date of hearing.
4. The captioned IA stands disposed off accordingly.



I.A. No. 2448/2023 (by Plaintiff u/O VIII Rule 10 r/w Section 151 CPC)

1. It is submitted that the main matter is coming up for hearing before Hon'ble Court on 28.03.2023.
2. No reply to the captioned IA was filed on behalf of the defendants.
3. Ld. Counsel for plaintiff submits that in view of the order passed today on IA No.3152/2023, she is not pressing the captioned IA and same may be disposed off.
4. In view of submissions of Ld. Counsel for plaintiff, the captioned IA stands disposed off as not pressed.
5. The captioned IA stands disposed off accordingly.

I.A. No. 16901/2022 (by plaintiff u/O XXXIX Rules 1 & 2 of CPC)

1. It is submitted that the captioned IA is coming up for hearing before Hon'ble Court on 28.03.2023.
2. As per office noting for 16.02.2023, reply to captioned IA was filed on behalf of all three defendants on 10.02.2023. No rejoinder to the said reply was filed on behalf of the plaintiff.
3. The plaintiff may file rejoinder qua the captioned IA within two weeks.
4. Re-notify the captioned IA for completion of pleadings and further proceedings on **22nd March, 2023**.

CS(OS) 640/2022

1. It is submitted that the matter is coming up for hearing before Hon'ble Court on 28.03.2023.
2. As per office noting for today, written statement and affidavit of admission/denial of documents was filed on behalf of defendants on 16.02.2023.



3. Office noting for 16.02.2023 would show that documents with list of documents were filed on behalf of all three defendants vide diary no.231266/2023.
4. The said office noting further indicates that vakalatnama was filed on behalf of all three defendants on 10.02.2023.
5. Written statement on behalf of the defendants has been taken on record vide order passed today while disposing off IA No.3152/2023.
6. The plaintiff may file replication alongwith affidavit of admission/denial of documents as per law.
7. Let the pleadings be completed as per law.
8. Ld. Counsels for both the parties have submitted that the matter may be referred to Delhi High Court Mediation & Conciliation Centre. They have further requested that some Sr. Mediator may be appointed as mediator in the present matter.
9. At joint request, the matter is referred to Delhi High Court Mediation & Conciliation Centre for exploring the possibility of settlement on 15.03.2023 at 02.00 p.m. with request to appoint some Sr. Mediator in present matter as per rules.
10. At joint request, re-notify the present matter for further proceedings on **22nd March, 2023.**

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 28, 2023/v

Click here to check corrigendum, if any