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

+ **CS(OS) 665/2022**
BASANT KUMAR JAIN

.....Plaintiff

Through: Mr. Sudhir Naagar and
Mr. Piyush Aggarwal,
Advocates.

versus

ANUJA HOODA JAIN & ANR.

.....Defendants

Through: Ms. Risha Dixit and Ms.
Kanika Chopra, Advocates
for D1.
D2/Mr. Gaurav Kumar
Jain in person.

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. DEEPAK
DABAS (DHJS)

ORDER
28.11.2025

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IA No. 17488/2022 filed by plaintiff u/O XXXIX Rule
1&2 CPC.

1. D2/Mr. Gaurav Kumar Jain submits that no reply is to be filed by him qua captioned IA.
2. Counsel for D1 seeks and is granted time of two weeks for filing reply qua captioned IA.
3. Counsel for plaintiff submits that defendant no. 1 be burdened with costs as the captioned IA was filed in 2022 and the reply has not been filed till date.
4. I have duly considered the submissions made by learned counsel for plaintiff.
5. It is a matter of record that the captioned IA was filed



in 2022. However, it is also a matter of record that plaintiff has not pressed the said IA, till date. Today the plaintiff has realized that said IA is pending and is pressing for costs.

6. Keeping in view the totality of facts and circumstances, I am not inclined to impose any cost upon D1 in this regard. The said request is hereby declined.
7. Rejoinder, if any, may be filed within two weeks thereafter.
8. Re-notify on 16.01.2026 for further proceedings as per law.

**DEEPAK DABAS (DHJS),
JOINT REGISTRAR (JUDICIAL)**

NOVEMBER 28, 2025/anj