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

+ **CS(COMM) 570/2024**

S S D ENTERPRISES

.....Plaintiff

Through: Mr. Manoj Kumar Dwivedi & Mr.
Navdeep Garg, Advs.

versus

JANHAVI CONSTRUCTION AND ANR

.....Defendant

Through: Mr. Avinash Trivedi, Mr. Rahul
Aggarwal and Mr. Jatin Arora,
Advs. for D-1.

Mr. Aditya Chauhan, Adv. for D-2

CORAM:

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

ORDER

16.01.2025

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Proceedings are being conducted through hybrid mode.

I.A. No. 127/2025 (by D-1 for condonation of delay of 45 days in filing WS)

1. As per office noting, PF not filed and hence, notice of the captioned IA could not be issued.
2. Ld. Counsel for plaintiff has submitted that he has filed reply to the captioned IA. However, the same is not on record. Let appropriate steps be taken as per law.
3. Ld. Counsel for defendant no.1 submits that he does not wish to file any rejoinder to the said reply.
4. At request, re-notify the captioned IA for completion of pleadings and arguments on next date of hearing.

I.A. No.46041/2024 (by D-2 for condonation of delay of 53 days in filing WS)



5. As per office noting, notice of the captioned IA has been served upon the plaintiff through counsel.
6. Ld. Counsel for plaintiff has submitted that he has filed reply to the captioned IA. However, the same is not on record. Let appropriate steps be taken as per law.
7. Ld. Counsel for defendant no.2 submits that he does not wish to file any rejoinder to the said reply.
8. At request, re-notify the captioned IA for completion of pleadings and arguments on next date of hearing.

I.A. No. 33238/2024 (by plaintiff u/O XXXVIII R-5 CPC)

9. As per office noting, reply to the captioned IA has been filed on behalf of defendant no.1. No rejoinder to the said reply has been filed by the plaintiff. Time sought. Let the same be filed within three weeks.
10. Ld. Counsel for defendant no.2 submits that captioned IA does not pertain to him, therefore, he does not wish to file any reply to the same.

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11. As per office noting, written statement and affidavit of admission/denial of documents filed by defendant no.1 vide diary no.61545/2025 was returned under objection. Let appropriate steps be taken as per law.
12. Office noting further shows that documents with list of documents were filed on behalf of defendant no.1 vide diary no.5164859/2024.
13. Office noting further reveals that written statement and affidavit of admission/denial filed vide diary no.5223799/2024 and documents filed vide diary no.5313539/2024, on behalf of the defendant no.2, were returned under objection. Let appropriate steps be taken as per law.



14. It is submitted that separate applications for condonation of delay in filing written statement on behalf of defendant no.1 as well as on behalf of defendant no.2 are pending for consideration.
15. The plaintiff may file replication alongwith affidavit of admission/denial of documents as per law.
16. Let the pleadings be completed as per law.
17. Re-notify the present matter for completion of pleadings and further proceedings on **10th March, 2025**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

JANUARY 16, 2025/v

Click here to check corrigendum, if any