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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 61/2016

MOHD ASHHAR

..... Plaintiff

Through: Mr. Kameshwer Mishra, Adv.

versus

ZEESHAN ZAMA KHAN & ANR Defendants

Through: Mr. Abhinay Sharma & Ms.
Parul Khurana, Adv. for D-1&2
Mr. Medhanshu Tripathi, Adv.
for applicant

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

% 27.02.2024

**IA No. 17552/2022 u/O I R 10 r/w Section 151 CPC
moved by applicant Kadeer Ahmed s/o late Jameel
Ahmed by impleading as necessary party to the suit in
the array of the defendants; and IA No. 17553/2022
seeking condonation of delay in re-filing IA No.
17552/2022 moved by the applicant**

Pleadings qua plaintiff as well as the defendant no.1
in captioned IAs are complete. The right of the defendant
no.2 to file replies to captioned IAs has already been
ordered to be closed.

The matter is listed today for arguments of the
captioned IAs. At the outset, learned counsel for the
plaintiff has pointed out that some documents have been
filed by the applicant in the captioned IA after pleadings
were complete in the captioned IA without seeking any
permission of the court. He submits that his rights would
be prejudiced, if the said documents are considered while
deciding the captioned IAs.

At this stage, learned counsel for the applicant has
submitted at Bar that he does not wish to rely upon the said
documents filed by him in support of the captioned IAs.



Accordingly, the documents filed by the applicant vide diary no.2299798 on 18.01.2024 would not be considered for the purpose of deciding the captioned IA.

Part arguments heard. All the parties are directed to file short written synopsis alongwith relevant case laws/judgement in support of their submissions within four weeks with copies to be exchanged.

At the joint request, re-notify the captioned IA for arguments on 13.05.2024.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)
FEBRUARY 27, 2024/ab

Click here to check corrigendum, if any