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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 6/2022

PARUL SHARMA

.....Plaintiff

Through: Mr. Chetan Anand, Adv. (through VC).

versus

AYUSH KAPUR

.....Defendant

Through: Ms. Pragati Srivastava, Advocate
for defendant with defendant in
person (Mob. No. 7980402727 &
E-mail: aaadarsh@gmail.com).

CORAM:

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

O R D E R

13.03.2023

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I.A. No.4795/2023 (by plaintiff u/S 5 of Limitation Act seeking condonation of delay of 30 days in filing the rejoinder qua IA No.17478/2022) &

I.A. No.4796/2023 (by plaintiff u/S 151 of CPC seeking condonation of delay of 14 days in filing reply to IA No. 13659/2022.

1. Ld. Counsel for defendant accepts notice of captioned IAs and submits that she does not wish to file any reply to the same and has no objection if the same is allowed.
2. Heard. For the reasons stated in the application and in view of submissions on behalf of the parties, delay in filing rejoinder qua IA no.17478/2022 and delay in filing reply to IA No.13659/2022 is condoned and the same are taken on record.
3. The captioned IAs stand disposed off accordingly.



I.A. No.17478/2022 (u/O XIX Rule 2-A of CPC moved by the plaintiff)

1. Reply to the captioned IA already filed on behalf of the defendant.
2. As per office noting, CCTV footage was filed on behalf of the defendant vide diary no.1076 dated 13.01.2023 and e-filed vide diary no.2024922 dated 08.12.2022.
3. Office noting further reveals, rejoinder to the reply of defendant was filed on behalf of the plaintiff vide diary no.128304 dated 27.01.2023. IA seeking condonation of delay in filing the rejoinder has been allowed vide order passed today and the same has been taken on record.
4. As per office noting, documents with list of documents were filed on behalf of the plaintiff vide diary no.110601 dated 23.01.2023. Ld. Counsel for plaintiff submits that the said documents have been filed pertaining to the captioned IA.
5. At request of Ld. Counsel for defendant, defendant may file sur-rejoinder qua the captioned IA within four weeks.
6. Re-notify the captioned IA for completion of pleadings and further proceedings on **10th August, 2023.**

I.A. No.13659/2022 (u/O VI Rule 17 CPC for amendment in the written statement, moved by defendant)

1. As per office noting, reply to the captioned IA was filed by the plaintiff vide diary no.128321 dated 11.02.2023. IA seeking condonation of delay in filing the reply to the captioned IA has been allowed vide order passed today and the same has been taken on record.
2. The defendant may file rejoinder qua the captioned IA within four weeks.



3. Re-notify the captioned IA for completion of pleadings and further proceedings on **10th August, 2023**.

I.A. No.384/2022 (by plaintiff u/O XXXIX Rules 1 & 2 of CPC);

I.A. No.396/2022 (by plaintiff u/O II Rule 2 of CPC) &

I.A. No.397/2022 (by plaintiff u/O XI R-12 & 14 of CPC)

1. As per office noting, reply to IA No.384/2022 was filed vide diary no.2024982 dated 08.12.2022.
2. Office noting further reveals that reply to IA No.396/2022 was filed on 18.01.2023 and reply to IA No. 397/2022 was filed on 31.01.2023.
3. No rejoinder to the above said replies of the captioned IAs was filed on behalf of the plaintiff. Time sought.
4. The plaintiff may file rejoinder qua the captioned IAs within four weeks as last opportunity.
5. Re-notify the captioned IAs for completion of pleadings and further proceedings on **10th August, 2023**.

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1. Perusal of record shows that documents filed on behalf of the plaintiff vide diary no.1736854 dated 13.10.2022 have now come on record.
2. Perusal of record further shows that documents filed on behalf of defendant vide diary no.1432879/2022 have come on record.
3. Office noting further reveals that e-dak filed vide diary no.136103 dated 30.1.2023 was returned under objection. Let appropriate steps be taken as per law.
4. Ld. Counsel for defendant has submitted that she has filed one IA vide diary no.253008/2023. However, the same is not listed today and the same also does not find



mention in the office meeting. Let appropriate steps be taken as per law.

5. An application for amendment in the written statement is pending for consideration.
6. Ld. Counsel for plaintiff has submitted that no replication to the written statement is being filed as application for amendment in written statement on behalf of defendant is pending for consideration.
7. At joint request, re-notify the present matter for further proceedings on **10th August, 2023**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

MARCH 13, 2023/v

Click here to check corrigendum, if any