



\$~8

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

+ **CS(OS) 699/2022**

DR. KAVITA RUPRAIL

.....Plaintiff

Through: Mr. Divyansh H. Rathi, Adv. with
Ms. Sumedha Sindhu Rathi, Adv.
(email: divyansh@lexidem.com &
Mob. No. 9990987000).

versus

KUNAL KWATRA & ORS.

.....Defendant

Through: Mr. P.K. Rawal, Adv. for D-1.
Mr. Tarun Agarwal, Adv. for D-2
& 3.
Mr. Ankush Satija & Mr. Tarun
Gumber, Adv. for D-5 to 7.
D-4 is yet to be served.

CORAM:

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

ORDER
22.03.2023

%

**I.A. No. 18587/2022 (by plaintiff u/O XXXIX Rules 1 & 2
of CPC)**

1. It is submitted that the captioned IA is coming up for
hearing before the Hon'ble Court on 18.04.2023.

CS(OS) 699/2022

1. It is submitted that the matter is coming up for hearing
before the Hon'ble Court on 18.04.2023.
2. As per office noting, separate vakalatnamas were filed on
behalf of defendant no.5 and on behalf of defendants no.6
and 7.



3. Office noting further reveals that affidavit of service was e-filed on behalf of the plaintiff vide diary no.95881 dated 20.01.2023.
4. Office noting further reveals that affidavit of compliance was e-filed on behalf of plaintiff vide diary no.1975256 dated 30.12.2022.
5. In view of service report of defendant no.4 through speed post also remains unserved as reception did not receive the notice and the defendant no.4 not found at the given address. In view of service report through ordinary mode, summons sent to the defendant no.4 received back with report that his employee had refused to take summons.
6. At request of Ld. Counsel for plaintiff, let fresh summons be issued to defendant no.4 in terms of the previous order for next date of hearing. Summons be also served by way of affixation.
7. Ld. Counsel for defendant no.1 submits that defendant no.1 has filed written statement alongwith application u/O VII Rule 11 CPC yesterday only. However, the same does not find mention in the office noting. Let needful in this regard be done.
8. Ld. Counsel for defendants no.2 & 3 submits that the defendants no.2 & 3 have filed their written statement, affidavit of admission/denial of documents and reply to captioned IA yesterday only. He has further submitted that he has also filed an application seeking deletion of names of defendants no.2 and 3 from the array of parties. However, the same do not find mention in the office noting. Let needful in this regard be done.
9. Ld. Counsel for defendants no.5 to 7 submits that written



statement, affidavit of admission/denial of documents and reply to captioned IA were filed on behalf of defendants no.5 to 7 vide diary no.513505 dt. 20.03.2023. However, the same do not find mention in the office noting. Let needful in this regard be done.

10.Ld. Counsel for plaintiff has submitted that he has not received copy of written statement filed on behalf of the defendant no.1. Ld. Counsel for defendant no.1 submits that he will supply the same within one week from today. Let the same be supplied accordingly.

11.At request of Ld. Counsels for defendants, defendants are directed to exchange copies of their respective pleadings with each other.

12.The plaintiff may file replication alongwith affidavit of admission/denial of documents as per law.

13.Let the pleadings be completed as per law.

14.Re-notify the present matter for completion of service, completion of pleadings and further proceedings on **14th April, 2023.**

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

MARCH 22, 2023/v

Click here to check corrigendum, if any