



2025:DHC:9807

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

+ **CS(OS) 567/2024**

MR VISHAL GUPTA

.....Plaintiff

Through: Mr. Gaurav Kumar Pandey, Adv.
(through VC).

Versus

SMT RADHA AGGARWAL & ORS.

.....Defendant

Through: Mr. Aditya Swarup with Ms. Kriti
Gupta, Advs. for D-1, 2 and 6.

None for D-4.

Mr. Vijay Shankar Tiwari with Ms.
Sunila Choudhary, Adv. for D-3 &
D-5 (through VC).

CORAM:

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

ORDER

03.02.2025

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Proceedings are being conducted through hybrid mode.

I.A. No.42038/2024 (by D-1, 2 & 6 u/O XXXIX R-4 CPC)

1. It is submitted that the captioned IA is coming up for
hearing before the Hon'ble Court on 10.02.2025.

**I.A. No.41590/2024 (by D-1, 2 & 6 for condonation of
delay of 24 days in filing WS)**

2. Perusal of order dated 13.01.2025 would show that reply
to IA No.42038/2024 filed on behalf of plaintiff be read
as reply to the captioned IA. Ld. Counsel for defendants
no.1, 2 and 6 submits that she does not wish to file any
rejoinder to the said reply.

3. Pleadings qua the captioned IA are complete.



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4. At joint request, re-notify the captioned IA for arguments on next date of hearing.

CS(OS) 567/2024;

I.A. No. 33998/2024 (by plaintiff for stay) &

I.A. No. 33999/2024 (by plaintiff u/O XI r/w Section 151 CPC for discovery of documents)

5. Perusal of record shows that written statement alongwith affidavit of admission/denial of documents and list of documents with documents were already filed on behalf of defendants no.1, 2 and 6. However, an application for condonation of delay in filing the written statement is pending for consideration.
6. Perusal of record furthers shows replication and affidavit of admission/denial of documents were already filed on behalf of plaintiff qua defendants no.1, 2 and 6.
7. Ld. Counsel for defendants no.3 & 5 has submitted that he has filed written statement on behalf of defendants no.3 & 5 vide diary no.4582679 on 15.10.2024. However, the same is not on record. Let appropriate steps be taken as per law.
8. Perusal of record shows that a consolidated replication to written statements of defendants no.3 & 5 has already been filed on behalf of the plaintiff. However, written statements on behalf of defendants no.3 & 5 have not come on record till date.
9. No written statement and affidavit of admission/denial of documents has been filed on behalf of defendant no.4. Let appropriate steps be taken as per law.
- 10.As per office noting, affidavit of admission/denial of documents filed on behalf of defendant vide diary no.



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480446/2025 was returned under objection. Let needful in this regard be done.

11. Office noting further shows that documents with list of documents were filed on behalf of the plaintiff vide diary no.556186/2025. Ld. Counsel for plaintiff has submitted that he has filed the said documents in support of his stay application.
12. Pleadings in the captioned IA qua defendants no.1, 2 & 6 are already complete.
13. No reply to the captioned IA has been filed on behalf of defendants no.3 to 5 despite last opportunity. Right of the said defendants to file reply to the captioned IA stands closed.
14. Let the pleadings be completed as per law.
15. Re-notify the matter for completion of pleadings and further proceedings on **16th April, 2025**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 3, 2025/v

Click here to check corrigendum, if any