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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 148/2022**
PARMOD KUMAR DANG & ORS.

.....Plaintiff

Through: Mr. Siddharth Sunil, Adv.

versus

VINOD KUMAR DANG

.....Defendant

Through: Mr. B. Badrinath & Mr. Dhruv
Bhardwaj, Advs. for defendant.

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

ORDER
18.08.2022

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I.A. No. 6812/2022 (u/O VII Rule 11 of CPC by defendant)

1. The captioned IA is coming up for hearing before the Hon'ble Court on 22.08.2022.

I.A. No. 11512/2022 (u/S148 r/w Sec. 151 CPC for condonation of delay of 29 days in filing reply to IA No.6534/2022, by defendant)

1. Ld. Counsel for plaintiff submits that copy of the captioned IA as well as copy of IA No.11513/2022 and IA No.11570/2022 were received by him on email siddharth@wadhwachambers.com only on 23.07.2022.

2. On the other hand, it is submitted by Ld. Counsel for defendant that firstly, the copies of the above said IAs were sent on 25.06.2022 on email office@wadhwachambers.com which is mentioned in the



vakalatnama filed on behalf of the plaintiff and copy of application u/O VII Rule 11 CPC was also served earlier on the above said email. He has further stated that copies of the applications were sent again on the other email siddharth@wadhwachambers.com of the plaintiff on 23.07.2022.

3. Ld. Counsel for plaintiff submits that they are not using email ID office@wadhwachambers.com as mentioned in their vakalatnama and they are using email siddharth@wadhwachambers.com for all service purposes.
4. Heard. The plaintiff may take appropriate steps for mentioning correct email ID on their vakalatnama.
5. Ld. Counsel for plaintiff submits that he does not want to file any reply to the captioned IA and has no objection if the same is allowed.
6. For the reasons stated in the application and in view of submissions of parties, delay of 29 days in filing reply to IA No.6534/2022 is condoned and the reply of IA no.6534/2022 is taken on record.
7. The captioned IA stands disposed off accordingly.

I.A. No. 6534/2022 (u/O XXXIX Rule 1 and 2 CPC on behalf of the plaintiff)

1. As per office noting, reply to the captioned IA filed on behalf of the defendant vide diary no.1062043 dated 25.06.2022 as well as vide diary no.1075778 dated 04.07.2022.
2. Application for condonation of delay in filing reply to captioned IA has been allowed today and the reply to captioned IA is taken on record.



3. Ld. Counsel for plaintiff submits that he does not wish to file any rejoinder.
4. Pleadings qua the captioned IA are complete.
5. Re-notify the captioned IA for further proceedings on 28th September, 2022.

I.A. No. 11513/2022 (u/O VIII Rule 1 r/w Section 151 CPC seeking condonation of delay of 31 days in filing written statement, by defendant)

I.A. No. 11570/2022 (u/S 151 CPC for condonation of delay of 6 days in re-filing written statement, by defendant)

1. Ld. Counsel for plaintiff submits that he does not want to file any reply to the captioned IAs and has no objection if the same are allowed.
2. For the reasons stated in the application and in view of submissions of parties, delay of 31 days in filing written statement and delay of 6 days in re-filing the written statement are hereby condoned.
3. The captioned IAs stand disposed off accordingly.

CS(OS) 148/2022 & I.A. 3991/2022 (u/O XXXIX Rule 1 and 2 on behalf of the plaintiff)

1. As per office noting, documents filed on behalf of defendant vide diary no.1063992 dated 01.07.2022 are not on record. Registry to clarify the same on next date of hearing.
2. Ld. Counsel for defendant submits that written statement on behalf of the defendant was filed vide diary no.1062042 dated 25.06.2022. However, the same does not find mention in the office noting. Let appropriate steps be taken in this regard.



3. The condonation of delay in filing written statement has been allowed today in separate IAs.
4. No separate reply to the captioned IA filed on behalf of defendant.
5. Ld. Counsel for plaintiff submits that he has already received copy of the written statement and further submits that he has received copy of affidavit of admission/denial of documents today itself.
6. The plaintiff may file replication and affidavit of admission/denial of documents as per law.
7. Let Joint Document Schedule, including hard copy of the same and hard copy of the documents, be filed at least two weeks before the next date.
8. Re-notify the matter for completion of pleadings and admission/denial of documents on **28th September, 2022.**

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

AUGUST 18, 2022/v

Click here to check corrigendum, if any