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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 727/2022, I.As. 1275/2024 & 1276/2024

ATUL SHARMA Plaintiff

Through: Ms. Alya Veronica, Advocate,
versus

SEEMA SHARMA & ORS. Defendants

Through: None.

CORAM:

JUSTICE PRATHIBA M. SINGH

O R D E R

% **18.01.2024**

1. This hearing has been done through hybrid mode.
2. Issue notice.
3. Let replies to the condonation of delay applications be filed within four weeks. Rejoinder, if any, be filed within four weeks thereafter.
4. However, it is to be noted that in view of the Division Bench judgment in *Ram Sarup Lugani & Anr V. Nirmal Lugani & Ors (2020:DHC:3049-DB)*, clearly lays down that “phrase, “but not thereafter” used in Rule 5 makes it crystal clear that the Rule is mandatory in nature and the court cannot permit the replication to be taken on the record after the plaintiff has exhausted the maximum prescribed period of 45 days. Any other interpretation will result in causing violence to the DHC Rules.” Thus, the Plaintiff in the matter has to satisfy the court in this regard.
5. List on the date fixed i.e. 27th May, 2024.

PRATHIBA M. SINGH, J.

JANUARY 18, 2024

mr/bh