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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 742/2022

SH R.K. KAPOOR

..... Plaintiff

Through: Mr. Vikram Singh, Adv. (joined
through VC)

Versus

MRS. SHASHI VOHRA AND ORS

..... Defendants

Through: Mr. Ajit Singh & Mr. Vijay
Shankar, Advs. for D-7&8
Mr. Amol Sharma, Adv. for
D-10/Kotak Mahindra Bank
(joined through VC)
None for other defendants

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

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28.02.2024

CS(OS) 742/2022

The right of the defendant no.1,2,4&5 & D-3&9 to
file Written Statement has already been ordered to be
forfeited.

The Written Statement of defendant no.7&8 was
ordered to be taken off the record and right of the
defendant no.7&8 to file Affidavit of Admission/Denial of
the documents was ordered to be closed vide order dated
27.04.2023. The defendant no.7&8 have filed IA
No.11198/2023 which was dismissed vide order dated
19.01.2024. At this stage, it is stated by learned counsel for
the defendnat no.7&8 that OA bearing No.23/2024 is
pending consideration before the Hon'ble Court.

Learned counsel for the plaintiff has filed the



Dispatch Receipt qua service of defendant no.6 through Speed Post in compliance of order dated 19.01.2024. Affidavit of Service alongwith report reflects that the defendant no.6 has been duly served through Speed Post on 21.01.2023. The defendnat no.6 is served through ordinary process on 30.01.2023.

Let Written Statement alongwith Affidavit of Admission/Denial of the documents be filed by defendnat no.6 within statutory period with copy to the opposite side. Thereafter, the plaintiff may file Replication to the same within stipulated period as prescribed by law with copy to the opposite side.

The status report stated to have been filed by defendnat no.10 is still not on record. At this stage, it is stated by learned counsel for the defendant no.10 that defendant no.10 has neither filed Written Statement nor any Status Report, as it is only a proforma defendnat. He further submits that on the last date of hearing, he has only referred to a reply filed by defendnat no.10 to an application bearing IA No.19952/2022 (under Order XXXIX Rule 1&2 CPC) filed by the plaintiff vide diary no.480662 on 15.03.2023. He submits that defendnat no.10 does not wish to file any Status Report in the present matter.

The right of the defendant no.11 to file Written Statement has already been ordered to be closed.

The plaintiff is directed to file soft copy as well as physical copy of Joint Schedule of the documents within four weeks with copy to the opposite side.

Re-notify the matter for completion of



pleadings/marketing of exhibits to the documents/further proceedings on 12.07.2024.

**PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)**

FEBRUARY 28, 2024/ab

Click here to check corrigendum, if any