



\$~10

*

+

IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 588/2019

SANJAY GUPTA & ANR.

..... Plaintiffs

Through: Mr. Shailendra Babbar & Mr.
Tanmay Chaudhary, Advs.
(joined through VC)

versus

SHARVAN KUMAR & ORS.

..... Defendants

Through: Mr. Avinash Trivedi, Adv. for
D-4&5

CORAM:

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

ORDER

% **28.04.2023**

CS(OS) 588/2019

The order dated 13.01.2020 perused. The right of the defendant no.1&2 to file Written Statement, as per said order, was closed on 28.08.2019. The Written Statement of defendant no.3 is already on record.

It is stated by learned counsel for the defendant no.4&5 that on inspection, he has found that he has already filed application under Order VIII Rule 1 CPC seeking condonation of delay in filing Written Statement in the Trial Court before the matter was transferred to this court. It is stated by learned counsel for the plaintiff that he has not received copy of said condonation of delay application, to which learned counsel for the defendant no.4&5 undertakes to supply the same during the course of day through e-mail. Thereafter, reply, if any, be filed by the plaintiff to said condonation of delay application within one week with copy to the opposite side, who is at liberty to file rejoinder, if any, within one week thereafter with copy to the opposite side.

It is pointed out that the defendant no.1 has expired.



Learned counsels for the parties are directed to take necessary steps as per law in view of death of defendant no.1 namely Sharvan Kumar.

In view of above and since the date before the Hon'ble Court is short, the matter may be placed before the Hon'ble Court on date already fixed i.e. 11.05.2023, for further directions.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)

APRIL 28, 2023/ab

Click here to check corrigendum, if any