



\$~28

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

+ **CS(OS) 750/2023, I.A. 22970/2023 & I.A. 2976-2977/2024**

PARAMJEET KAUR & ORS.

.....Plaintiffs

Through: Mr. Ankur Gosain, Advocate
versus

**PRABHLEEN KAUR MINOR THROUGH HER FATHER AND
GUARDIAN GURMEET SINGH**

.....Defendant

Through: Mr. Jaideep Singh, Advocate

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% 20.08.2024

CS(OS) 750/2023

1. Learned counsel for the plaintiff states that though the advance copy of the written statement was served on 23.12.2023, the documents relied upon by the defendant in support thereof was served on 01.01.2024. He states that the plaintiff has since filed his replication and affidavit of admission/denial of documents filed by defendant on 04.02.2024.

2. In view of the facts noted hereinabove, the delay, if any, in filing the replication is hereby condoned and the replication is directed to be taken on record.

3. List on 16.12.2024 for framing of issues.

I.A. 2977/2024 (under Section 151 of CPC, 1908 for condonation of delay in re-filing of application I.A. 2976/2024)

4. This is an application filed seeking condonation of delay in re-filing I.A. 2976/2024.

5. For the reasons stated in the application, the delay of 30 days in re-



filing I.A. 2976/2024 is hereby condoned.

6. Accordingly, the present application is disposed of.

I.A. 2976/2024 (under Order 32 Rule (3) Sub Rule (2) of CPC, 1908 for appointment of Guardian on behalf of the father of the defendant (minor)

7. This is an application under Order XXXII Rule 3 Code of Civil Procedure, 1908 ('CPC'), filed on behalf of the defendant, thereby seeking appointment of Sh. Gurmeet Singh, father of the defendant [who is a minor], as her legal guardian for prosecuting the present suit.

8. Learned counsel for the applicant/defendant states that in the memo of parties, the defendant has been sued through her father i.e., Sh. Gurmeet Singh and this application is formal in nature. The submissions made by the defendant are borne out from the record.

9. Accordingly, the application is allowed and Mr. Gurmeet Singh is appointed as the legal guardian of the defendant [who is a minor] for the purposes of prosecuting the present suit.

10. Thus, the present application is allowed.

I.A. 22970/2023 (under Order XXXIX Rules 1 and 2 of CPC, 1908 for ex-parte ad-interim injunction)

11. List on 16.12.2024.

MANMEET PRITAM SINGH ARORA, J
AUGUST 20, 2024/msh/MG

Click here to check corrigendum, if any