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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 823/2023**

AMAR PARKASH NAGPAL

.....Plaintiff

Through: Mr. Nipun Bhardwaj, Mr. Manish
Bhashishta, Advs.

versus

ISH BATRA AND ORS.

.....Defendants

Through: Mr. Lalit M. Gandharv, Adv. For D1
(Through VC)
Mr. Bharat Gupta, Ms. Akshita
Harjai, Advs. for D4 / DDA (Through
VC)

CORAM:

DR. JAGMINDER SINGH (DHJS) JOINT REGISTRAR (JUDICIAL)

ORDER

% 26.11.2024

I.A. No. 24913/2023(u/O XXXIX R 1 & 2 CPC)

1. Reply has been filed on behalf of defendant no. 1 & 3.
2. No reply has been filed on behalf of defendant no. 2, 4 & 5.
Therefore, their right to file reply stands closed.
3. No rejoinder has been filed qua the reply filed by defendant no. 1 & 3.
Right to file rejoinder closed. Pleadings are complete.

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4. Written statement has been filed on behalf of defendant no. 1 & 3.
Replication has been filed qua the written statement of defendant no. 3.
Therefore, pleadings qua defendant no. 3 are complete.
5. As per learned counsel for plaintiff, the written statement filed on
behalf of defendant no. 1 is beyond the statutory period of limitation.



6. Learned counsel for defendant no. 1 submitted that the written statement has been filed after about 7 days delay from initial period of 30 days from the service by way of WhatsApp to which learned counsel for plaintiff stated that the delay maybe condoned but subject to appropriate costs.

7. Hence, in view of the facts and circumstances, the delay in filing the written statement on behalf of defendant no. 1 stands condoned subject to a cost of Rs. 2,000/- to the opposite party, on sharing the necessary particulars.

8. The written statement on behalf of defendant no. 1 be accordingly taken on record.

9. Right to file written statement of defendant no. 4 already closed.

10. No written statement has been filed on behalf of defendant no. 2 & 5. As statutory period has already been expired, right to file written statement on behalf of defendant no. 2 & 5 stands closed.

11. Put up for completion of pleadings in accordance with law.

12. As the matter is already listed before the Hon'ble Court for 29.11.2024, hence, at request, put up before the Hon'ble Court on the date already fixed i.e. 29.11.2024 for further directions.

DR. JAGMINDER SINGH (DHJS)
JOINT REGISTRAR (JUDICIAL)

NOVEMBER 26, 2024/sms

[Click here to check corrigendum, if any](#)