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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 826/2023 & CC 4/2024 I.A. 24941/2023 I.A. 6184/2024**
I.A. 6185/2024 I.A. 6308/2024

SMT DASHMESH KAUR

.....Plaintiff

Through: Mr. J.P. Singh, Adv. (Through VC)
versus

SHRI AMARJEET SINGH & ANR.

.....Defendants

Through: Mr. Narender Kumar, Mr. B.P. Shukla, Ms. Vanshika Gupta, Advs. for D1 / counter-claimant (Through VC)
Mr. Tarunjeet Singh Jolly, Adv. for D-3

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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20.09.2024

I.A. 6308/2024

1. The plaintiff is directed to complete the pleadings in the said application within a period of two weeks from today.

CS(OS) 826/2023

2. The amended memo of parties stands filed on record and is dated 16.07.2024.

3. Learned counsel for the plaintiff states that the matter be placed before the learned Joint Registrar (J) for completion of pleadings.

4. Defendant no. 3 states that he is newly impleaded defendant and seeks a direction to the plaintiff to serve him with the paper book to enable him to file written statement to the captioned suit. He states that as he is the defendant in the counter-claim, he has already filed his written statement to



the said counter-claim.

5. This Court finds no merit in the submission of the newly impleaded defendant no. 3 considering the fact that defendant no. 3 has entered appearance and engaged counsel, therefore, there is a presumption that defendant no. 3 has the suit paper-book. In addition, counsel for defendant no. 3 would necessarily have inspected the Court file before filing the written statement to the counter-claim.

6. In fact, defendant no. 3 and his counsel have ready and full access on a click of button to the entire Court's e-file under the Inspection Rules. The plea of non-service of paper-book is, therefore, dilatory tactic.

7. Nevertheless, Defendant no. 3 shall ensure that the written statement to the captioned suit along with affidavit of admission/denial of plaintiff's documents is filed within 30 days from today, failing which the consequences of non-filing shall follow.

8. List before the Joint Registrar on 22.11.2024.

MANMEET PRITAM SINGH ARORA, J

SEPTEMBER 20, 2024/hp/ms

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