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

+ **CS(OS) 18/2024**

TARA GUPTA & ORS.

..... Plaintiffs

Through: Mr. Samar Kachwaha with Ms. Shivangi Nanda, Ms. Kavita Vinayak, Mr. Prayuj Sharma, Mr. Anmol Agarwal and Ms. Rini Mehra, Advocates.

versus

TATA SIA AIRLINES LTD.

..... Defendant

Through: Mr. Akhil Sibal, Senior Advocate with Mr. Tine Abhraham, Mr. Akshay Puri, Mr. Aayush Marwah, Mr. Abhi Udai Singh Gautam, Ms. Aditi Pathak and Mr. Deboshree Mukherjee, Advocates.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

03.05.2024

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At the outset, learned counsel for the parties are informed that one of the Law Researchers recently appointed in this court has appeared against the defendant/TATA Sia Airlines Ltd. in some other matters.

2. Counsel submit that they have no-objection to this court hearing the present matter.
3. Mediator's Report dated 24.04.2024 records that the mediation has turned-out to be a 'Non-starter'.



4. Summons in the suit were issued on 09.01.2024, which are stated to have been served upon the defendant on 01.02.2024.
5. Since parties were in mediation, *vide* order dated 06.03.2024, the court had directed that the defendant need not file a written statement for the time being.
6. In view of mediation not having fructified, the defendant is permitted to file their written statement within 30 days from today, alongwith an affidavit of admission/denial of the documents filed by the plaintiff. The plaintiff may file replication to the written statement within 30 days thereafter, alongwith an affidavit of admission/denial of the documents filed by defendant.
7. List before the learned Joint Registrar for completion of pleadings, for admission/denial of documents and marking of exhibits on 09th July 2024.
8. List before court thereafter.

I.A. 5733/2024

9. By way of the present application filed under section 151 of the Code of Civil Procedure 1908 ('CPC'), the applicant/defendant seeks condonation of 17 days' delay in filing the reply of I.A. No. 529/2024.
10. For the reasons stated in the application, which is duly supported by affidavit, the delay is condoned.
11. Reply to I.A. No. 529/2024 is taken on record.
12. Application stands disposed-of.

I.A. 529/2024

13. Let rejoinder in the application be filed alongwith the replication; with copy to the opposing counsel.



I.A. 530/2024

14. Let reply be filed within 30 days; rejoinder thereto, if any, be filed within 30 days thereafter; with copies to the opposing counsel.
15. List before the learned Joint Registrar on 09th July 2024.
16. List before court thereafter.

ANUP JAIRAM BHAMBHANI, J

MAY 3, 2024

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