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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 18/2024

TARA GUPTA & ORS.

.....Plaintiffs

Through: Ms. Shivangi Nanda & Ms.
Kartika Vinayak, Advs.

versus

TATA SIA AIRLINES LTD.

.....Defendant

Through: Ms. Pundrikaksa Mitruka & Mr.
Abhi Udai Singh Gautam, Advs.

CORAM:

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

ORDER

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09.07.2024

CS(OS) 18/2024

1. As per office note, Written Statement alongwith Affidavit of Admission/Denial of the documents and documents filed by the defendant are on record.
2. On perusal of Affidavit of Admission/Denial of the documents filed by the defendnat, it is found that the defendant has submitted bare denial, which is not permissible as per provisions of Rule 4, sub rule (3) of Order XI of the Code, as applicable under the Commercial Courts Act. So, the defendant is directed to file fresh/proper Affidavit of Admission/Denial of the documents as per law within two weeks with copy to the opposite side.
3. It is stated by learned counsel for the plaintiff that he has filed Replication alongwith an application seeking condonation of delay vide diary no.2081487/2024 and 2082247/2024 respectively. However, neither Replication nor any application seeking condonation of delay qua Replication filed by the plaintiff is on record. Learned counsel for the plaintiff is directed to take requisite steps



within two weeks to bring the same on record. The defendant is at liberty to file reply to said condonation of delay application within two weeks with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.

Re-notify the matter for completion of pleadings/further proceedings on the next date of hearing.

I.A. 529/2024 8 under Order XXXIX Rules 1 and 2 of the Code of Civil Procedure 1908 moved by the plaintiffs seek ad-interim relief against the defendant

4. As per office note, reply to the captioned IA filed by the defendant is on record. It is stated by learned counsel for the plaintiff that she has filed rejoinder to the same vide diary no.2081687/2024 alongwith an application seeking condonation of delay application vide diary no.2082307/2024. However, neither any rejoinder nor any condonation of delay application filed by the plaintiff is on record. Learned counsel for the plaintiff is directed to take requisite steps within two weeks to bring the same on record. The defendant is at liberty to file reply to said condonation of delay application within two weeks with copy to the opposite side, who is at liberty to file rejoinder, if any, within two weeks thereafter with copy to the opposite side.

Re-notify the captioned IA for completion of pleadings on the next date of hearing.

I.A. 530/2024 13 under Order II Rule 2 read with Section 151 of the CPC moved by the plaintiffs

5. As per office note, reply to the captioned IA filed by the defendant is on record. At request, rejoinder to the same be filed by the plaintiff within two weeks with copy to the opposite side as last and final opportunity to the

plaintiff.



Re-notify the captioned IA for completion of pleadings on 25.09.2024.

**PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)**

JULY 9, 2024/ab

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