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

+ **CS(OS) 744/2024**

MUKESH CHAND SINGAL

.....Plaintiff

Through: Dr Monisha and Mr Kuldeep
Sehrawat, Advocates.

versus

SALONI JAIN

.....Defendant

Through:

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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17.09.2024

I.A. 39540/2024 (by the plaintiff under Section 151 CPC)

1. The present application has been filed seeking condonation of delay of 09 days in re-filing the plaint.
2. For the reasons mentioned in the application, the delay of 09 days in re-filing the plaint is condoned.
3. The application is disposed of.

I.A. 39539/2024 (by the plaintiff under Section 151 CPC seeking exemption from filing original documents)

4. This is an application seeking exemption from filing original documents. Original documents shall be produced/filed, if sought, strictly as per the DHC (Original Side) Rules, 2018.
5. Allowed, subject to all just exceptions.
6. The application stands disposed of.



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7. The plaint be registered as a suit.
8. On filing of process fee, summons be issued to the defendant by all permissible modes.
9. The summons shall indicate that written statement must be filed within thirty days from the date of receipt of summons. The defendant shall also file an affidavit of admission/denial of the documents filed by the plaintiff, failing which the written statement shall not be taken on record.
10. The plaintiff is at liberty to file replication thereto within thirty days after filing of the written statement. The replication shall be accompanied by affidavit of admission/denial in respect of the documents filed by the defendant, failing which the replication shall not be taken on record.
11. It is made clear that any unjustified denial of documents may lead to an order of costs against the concerned party.
12. Any party seeking inspection of documents may do so in accordance with the Delhi High Court (Original Side) Rules, 2018.
13. List before the learned Joint Registrar for completion of service, pleadings, admission/denial of documents and marking of exhibits on 18.11.2024.
14. List before Court on 27.01.2025.

I.A. 39538/2024 (by the plaintiff under Order XXXIX Rule 1 and 2 read with Order XXXVIII Rule 5 and Section 151 CPC for ex-parte ad-interim injunction)

15. The present application has been filed by the plaintiff seeking grant of ad-interim *ex parte* injunction.
16. Issue notice to the defendants by all permissible modes.



17. Defendant may file reply to the application within four weeks on receipt of notice. Rejoinder thereto, if any, be filed within a period of four weeks thereafter.
18. List before the Joint Registrar for completion of service and pleadings on 18.11.2024.
19. List before Court on 27.01.2025.

SEPTEMBER 17, 2024
MK

VIKAS MAHAJAN, J