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IN THE HIGH COURT OF DELHI AT NEW DELHI
CS(OS) 660/2025
ASTER MIMS HOSPITAL

.....Plaintiff

Through: Ms. Binisa Mohanty & Mr.
Prang Newmai, Advs.

versus

JOHN DOE AND ORS.

.....Defendant

Through: Mr. Akhil Anand, Adv. for D-2
(appeared through VC)
Ms. Nidhi Raman, CGSC with
Mr. Om Ram & Ms. Nikita
Singh, Advs. for D-6 & 7
(Mobile No.9555672532 & E-
mail
nidhiraman.office@gmail.com)

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. SUMIT
DALAL

ORDER
28.04.2026

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1. The matter is coming up before this Court on 21.05.2026.
2. File is taken up today on listing of the below mentioned IAs.

I.A.No.11867/2026 (under Section 5 of the Limitation Act, 1963 r/w Section 151 CPC filed on behalf of defendant no.2 seeking condonation of delay in filing reply to application under Order XXXIX Rule 1 & 2 CPC)

3. Notice is issued and accepted by learned counsel for the plaintiff. Accordingly, formal issuance is waived.
4. Learned counsel for the plaintiff submits that no formal reply is being filed and has no objection to the



application being allowed, subject to imposition of costs.

5. In view of the submissions made, IA No. 11867/2026 is allowed subject to cost of ₹2,000/- to be paid to the plaintiff within two weeks from today.
6. Accordingly, delay in filing reply to the plaintiff's application under Order XXXIX Rules 1 and 2 CPC, being IA No. 23159/2025, is condoned. The reply is taken on record.
7. The IA stands disposed of.

IA No. 23159/2025 (under Order XXXIX Rule 1 & 2 CPC)

8. By virtue of today's order, the reply on behalf of the defendant stands taken on record.
9. Rejoinder, if any, be filed within four weeks from today.

I.A.No.11868/2026 (under Order I Rule 10 CPC filed on behalf of the plaintiff for impleadment of proposed defendants)

10. Let notice of the captioned IA be issued to the proposed defendant, as mentioned in para 6 of the application, through email.
11. Steps be taken within one week from today.
12. List for report of service and further proceedings on **21.05.2026.**

SUMIT DALAL
JOINT REGISTRAR (JUDICIAL)

APRIL 28, 2026/nk