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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **TEST.CAS. 21/2016**

SH BHARAT BHUSHAN & ANR Petitioners

Through Mr. Praveen Pahuja, Adv.

versus

STATE & ORS Respondents

Through Mr. Rahul Sharma with Mr. C.K.

Bhatt, Advs. for R-1

Mr. Praveen Chaturvedi with Ms.

Jyoti Chaturvedi, Advs. for R-2&3

Mr. Sahil proxy counsel for R-4

Right to file reply by R-5 already
closed

CORAM:

**ASHUTOSH KUMAR (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

% **27.04.2017**

**IA No.1143/2017 u/S 151 CPC by petitioners for condonation of
delay in filing replication and reply to IA u/s 30 (B) r/w Order
XXXIX R7 r/w Section 151 CPC**

Learned counsel for respondent nos. 1, 2 & 4 have no objection
to the captioned application whereas right to file reply to main
petition by respondent no.5 has already been closed.

In view of the no objection of learned counsels for contesting
respondents and in view of the reasons mentioned in the application,
the same is allowed and the delay is condoned.

IA is accordingly disposed of.

**IA No.13060/2016 u/s 30 (B) r/w O XXXIX R7 r/w Section 151
CPC by respondent no.3 for directions to the concerned banks for
preserving and submitting original cheques/withdrawal slips
issued by late Smt. Harish Sharma**

Contd....2



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Reply of petitioner be brought on record.

At request, rejoinder thereto may be filed within two weeks.

At request of learned counsel for applicant and in view of urgency shown, put up before the Hon'ble Court on date already fixed there for further directions.

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Reply (nomenclatured as replication) of the petitioner to objection of respondent nos. 2 & 3 be brought on record.

At request, rejoinder thereto may be file within two weeks.

No reply/objection has been filed by respondent no.4.

Learned counsel for respondent no.4 has submitted that he has no instructions from the said respondent. Since statutory period for filing reply/objection has expired therefore right to file the same by respondent no.4 is closed.

As per office note, service report of respondent no.6 is awaited. Issue fresh notice to respondent no.6 by all permissible modes.

Re-notify for service of respondent no.6, completion of pleadings and admission/denial of documents on 24.08.2017, subject to further directions by the Hon'ble Court on date already fixed there i.e.14.07.2017.

**ASHUTOSH KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

APRIL 27, 2017/cd