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

+ **CS(OS) 197/2016**

RAJBIR SINGH

..... Plaintiff

Represented by: Mr. Narendra, proxy Adv.

versus

TRILOK CHAND & ORS.

..... Defendant

Represented by: Mr. G.S. Singh, Adv.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

06.09.2017

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IA 4210/2017

Exemption allowed subject to just exceptions.

OA 64/2017 (by defendants)

Learned counsel for the appellant/ defendant submits that till date the original documents have not been filed by the plaintiff though directed to be complied with within six weeks as per order dated 2nd June, 2016. Thus there was delay in the written statement and the defendant could not have admitted or denied facts stated in the absence of original documents and hence observations of the learned Joint Registrar in the impugned order are unwarranted.

Notice. Learned proxy counsel for the plaintiff/ non-applicant accepts notice. Reply affidavit if any be filed within two weeks. Rejoinder affidavit in two weeks thereafter.

List on 13th November, 2017.

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IA 5285/2016 (u/O XXXIX R 1&2 CPC) & IA 2796/2017 (u/O VIII R 10 CPC)

List on 13th November, 2017.

In the meantime pleadings be completed by the parties.

MUKTA GUPTA, J.

SEPTEMBER 06, 2017
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