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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 197/2016**
RAJBIR SINGH Plaintiff

Through Mr. Madhu Mukul Tripathi, Adv.
versus

TRILOK CHAND & ORS. Defendant
Through Mr. G. S. Singh, Adv.

CORAM:
SANJEEV AGGARWAL (DHJS), JOINT REGISTRAR
(JUDICIAL)

ORDER

% **09.10.2017**

CS (OS) 197/2016

It is stated by learned counsel for plaintiff that he has not received copy of the written statement filed by defendants. However it is stated by learned counsel for defendants that the same has already been sent to him by speed post. Be that if may. Same be supplied again to learned counsel for plaintiff within three days. Learned counsel for defendant submits that he is ready to pay previous cost imposed vide order dated 16.08.2017 to the learned counsel for plaintiff. However learned counsel for plaintiff submits that in the said order dated 16.08.2017, inadvertently it has not been mentioned that said application u/O VIII R1 CPC had been disposed off without prejudice to rights and contentions of the plaintiff, therefore he will not accept the costs as the same will work to his prejudice. He also submits that he also intends to move an application u/S 152 CPC.

Let replication after receipt of the copy of the written statement be filed by plaintiff within four weeks without prejudice to his rights

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and contentions with copy to the opposite side.

Both the parties are directed to file their respective affidavits qua admission/denial of documents of each other within two weeks with copies thereof exchanged.

Re-notify the matter for completion of pleadings and for admission/denial of documents on 02.11.2017.

SANJEEV AGGARWAL (DHJS)
JOINT REGISTRAR (JUDICIAL)

OCTOBER 09, 2017/ab