



\$~8

\* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 55/2025

RAKESH KUMAR

.....Plaintiff

Through: Mr. Ashish Kumar Sharma, Adv.  
with plaintiff in person

versus

NARENDER KAUR DHIMAN & ORS.

.....Defendant

Through: Mr. Dinesh Kumar & Mr.  
Rishipal Singh, Advs. for D-1 to  
3  
Mr. Avinash Sharma, Ms.  
Akanksha Kapoor & Mr.  
Devendra Pandey, Advs. for D-4  
to 6 (appeared through VC)

**CORAM:**  
**JOINT REGISTRAR (JUDICIAL) SH. SUMIT**  
**DALAL**

%

**ORDER**  
**21.04.2026**

**I.A.No.31545/2025 (under Order XXXIX Rule 2A CPC**  
**filed on behalf of the plaintiff)**

1. As per office note, rejoinder has been filed on behalf of the plaintiff to the reply of Defendant Nos. 1 to 3.
2. Learned counsel for the plaintiff submits that no replies have been filed by the remaining defendants.
3. Accordingly, pleadings in the captioned IA stand concluded.

**CS(OS) 55/2025**

4. Learned counsel for the plaintiff submits that Defendant Nos. 1 to 3 were served by way of acceptance of



summons before the Hon'ble Court on 22.05.2025. A written statement was first filed on 13.06.2025 but was returned under objections and was subsequently re-filed on 26.09.2025.

5. It is further submitted that the copy of the written statement was received on 22.09.2025 and due to lack of clarity regarding whether the written statement had been taken on record, the filing of replication was delayed.
6. Upon enquiry, learned counsel for Defendant Nos. 1 to 3 fairly submits that the delay in re-filing exceeded the permissible limits and no leave of the Court was sought.
7. In view thereof, the written statement cannot be treated as having been duly filed on record without condonation of delay.
8. At this stage, learned counsel for the plaintiff submits that he has no objection if the delay in re-filing is condoned.
9. In view of the no objection, the delay in re-filing the written statement on behalf of Defendant Nos. 1 to 3 is condoned and the written statement is taken on record.
10. Replication to the said written statement has already been filed along with an application seeking condonation of delay.
11. In view of the fact that the written statement is being taken on record only today, the replication cannot be treated as delayed. Accordingly, the replication is taken on record.
12. Let pleadings be completed as per Rules within the stipulated time.



13. Let the Joint Document Schedule along with hard copies of documents be filed in terms of the Rules at least two weeks prior to the next date of hearing.

14. List for completion of pleadings and further proceedings on 14.09.2026.

**I.A.No.3818/2026 (under Section 151 CPC filed on behalf of the plaintiff to condone the delay, if any, in filing the replication to the written statement filed by defendant no.1 to 3) &**

**I.A.No.3819/2026 under Section 151 CPC filed on behalf of the plaintiff to condone the delay in re-filing I.A.No.3818/2026)**

15. IA No. 3818/2026 seeking condonation of delay in filing replication and IA No. 3819/2026 seeking condonation of delay in re-filing thereof have become infructuous and are disposed of accordingly.

**SUMIT DALAL  
JOINT REGISTRAR (JUDICIAL)**

**APRIL 21, 2026/nk**