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

+ **CS(OS) 967/2025 & I.A. 33017/2025**

M/S. FOREMOST CONSTRUCTION PVT LTD.Plaintiff

Through: Mr. Sumit Bansal, Senior Advocate
with Ms. Sahiba Singh, Mr. Madhav
Kumar, Ms. Tulna Rampal and MS.
Nikita Gupta, Advocates.

versus

PREM LATA CHAUHAN AND ANRDefendants

Through: Mr. Anubhav Singh and Mr. Rahul
Kumar Sharma, Advocates for D-1.
Mr. Pawanjit Singh Bindra, Senior
Advocate with Mr. Tanuj Khurana, Mr.
Ramandeep Bawa, Mr. Raghav
Agarwal and Mr. Asutosh Singh,
Advocates for D-2.

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

% **08.07.2026**

I.A. 17312/2026 (U/o VI Rule 17)

1. This is an application under Order VI Rule 17 read with Section 151 of the Code of Civil Procedure, 1908, seeking amendment of the plaint.
2. Mr. Sumit Bansal, learned senior counsel appearing for the plaintiff states that the defendant no.2 in its written statement has disclosed that by virtue of the sale deed dated 30.12.2025, stated to have been registered on 30.01.2026 *vide* Registration No.2026/24/I/839 in Book No.:I, Volume No.23245, page no. on page 113 to 128, the subject property has been alienated.
3. He states that the knowledge of the said document dawned upon the plaintiff only when the written statement was filed by the defendant no.2. He states that since the said document allegedly transferring the ownership from defendant no.1 to defendant no.2 by virtue of the aforesaid sale deed has come



to the knowledge of the plaintiff only now, it is imperative to incorporate the necessary averments in respect of the said sale deed.

4. He states that the present application has been necessitated on that account.

5. Issue notice.

6. Notice accepted by Mr. Tanuj Khurana, learned counsel appearing for the defendant no.2, who seeks some time to file a substantive reply. The defendant no.2 may file its reply within four weeks from date. Rejoinder thereto, if any, may be filed four weeks thereafter.

7. List before the Joint Registrar (Judl.) for completion of pleadings on 08.09.2026.

8. List before the Court for consideration of I.A. 33017/2025 and I.A. 17312/2026.

I.A. 4076/2026 (Delay in filing the reply o/b D-2)

9. This is an application under Section 5 of the Limitation Act, 1963, seeking condonation of delay in filing reply on behalf of the defendant no.2 to the I.A. 33107/2026 (stay application).

10. For the reasons stated therein, the application is allowed.

11. The delay of five days in filing the reply is condoned.

12. Consequently, the reply filed on behalf of the defendant no.2 to the I.A. 33017/2025 be taken on record.

13. Mr. Bansal, learned counsel appearing on behalf of the plaintiff, states that rejoinder has already been filed that too may be taken on record. Ordered accordingly.

14. List before the Joint Registrar (Judl.) on 08.09.2026.

15. List before the Court on 13.10.2026.

TUSHAR RAO GEDELA, J

JULY 8, 2026/yrj