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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **TEST.CAS. 34/2015**

SHRI ANUJ UBEROI

..... Petitioner

Through: Mr. Kuljeet Rawal & Mr. Akshit
David, Advs.

versus

STATE & ORS

..... Respondent

Through: None for R-1.

None for R-2.

Mr. Sanjay Khanna, Mr. Pragya
Bhushan, Mr. Karandeep Singh
and Mr. Tarandeep Singh, Advs.
for R-3.

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

ORDER

02.04.2024

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Proceedings are being conducted through hybrid mode.

**I.A.No.1048/2024 (by R-3 u/S 5 of Limitation Act seeking
condonation of delay of 31 days in filing reply to IA No.
23509/2023)**

1. As per office noting, steps not taken for service of notice of captioned IA to the petitioner through counsel.
2. Ld. Counsel for petitioner accepts notice of the captioned IA and submits that he does not wish to file any reply to the same and has no objection if the same is allowed.
3. Heard. For the reasons stated in the application and in view of above submissions, delay in filing reply to IA No. 23509/2023 is condoned and the same be taken on



record if complete in other respects.

4. The captioned IA stands disposed off accordingly.

I.A. No.23509/2023 (by petitioner u/O XVI Rule 9 & Section 151 CPC & 67 & 69 of Indian Evidence Act) &

I.A. No.23510/2023 (by petitioner u/S 151 CPC r/w Sec. 5 of Limitation Act for condonation of delay of 61 days in re-filing IA No.23509/2023)

2. As per office noting, reply to IA no.23509/2023 was filed on behalf of respondent no.3. The same has been taken on record in terms of order passed today while disposing off IA No.1048/2024.

3. Time sought on behalf of petitioner for filing rejoinder to reply of IA No.23509/2023. Let the same be filed within four weeks.

4. Ld. Counsel for respondent no.3 submits that he does not wish to file any reply to IA No.23510/2023 and has no objection if the same is allowed.

5. No reply to captioned IAs has been filed on behalf of respondents no.1 & 2. Last opportunity is granted to them for filing reply to the captioned IA within four weeks and rejoinder thereto be filed before next date of hearing.

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6. Evidence of PW-3 is being recorded before learned Local Commissioner.

7. Re-notify the matter for further proceedings on **08th July, 2024.**

**DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)**

APRIL 2, 2024/v

Click here to check corrigendum, if any