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

+ **CS(OS) 295/2018**

RAKESH KUMAR & ANR

..... Plaintiffs

Through: Mr. Bharat Gupta, Advocate with
Mr. Varun Tyagi, Advocate

versus

BANK OF MAHARASHTRA

..... Defendant

Through: Mr. Roshan Kumar, Advocate with
Mr. Shobhit Sharma, Advocate for
D-1

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **01.11.2019**

I.A. 11947/2019 (Application on behalf of Plaintiffs under Order VII Rule 14 of the CPC, 1908)

1. Learned counsel for the defendant No.1 has filed a reply to this application. Although the reply is not yet on record, a copy has been handed over to me. A copy of the reply is taken on record.
2. By consent of the counsel, the application is taken up for disposal.
3. By this application, the plaintiff seeks time to place on record two additional documents: (a) An application made by the plaintiff to the defendant No.1 dated 15.05.2019 under the Right to Information Act, 2005 and (b) the defendant's response thereto dated 03.07.2019.
4. Learned counsel for the defendant No.1 submits that the information contained in the defendant No.1's reply dated 03.07.2019,

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also forms part of the written statement filed by the defendant No.1 and the affidavits dated 09.05.2019 and 19.09.2019 filed by it, pursuant to the orders of the Court, and the documents filed therewith.

5. In view of the aforesaid, learned counsel for the plaintiff does not press the present application, reserving the right of the plaintiff under Order VII Rule 14 of the Code of Civil Procedure, 1908 (hereinafter referred to as the “CPC”).

6. The application is disposed of in terms of the aforesaid.

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1. By an order dated 23.09.2019, certain amounts were directed to be deposited with the Registry of the Court. As and when the amounts are deposited, they shall be placed in an interest bearing fixed deposit, subject to the final orders in the suit. As and when the amounts are deposited, the defendant No.1 will also inform learned counsel for the plaintiff of the same.

2. By an order dated 13.08.2019, the Registry was directed to register an interim application under Order VII Rule 11 of the CPC filed by the defendant No.1 vide diary No.773081. Learned counsel for the defendant No.1 will ensure that defects if any, are removed and that application is listed on the next date of hearing. The plaintiff has already filed a reply to the said application. Rejoinder thereto may be filed by defendant No.1 within two weeks from today.

3. List on 17.02.2020.

PRATEEK JALAN, J

NOVEMBER 01, 2019/‘j’

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