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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 2552/2014**
MANJIT SINGH KOCHHARPlaintiff

Through: Mr. Gurbir Singh Raikhy,
Adv.

versus

HARJIT SINGH KOCHHAR & ORSDefendants

Through: Mr. Narender Lodiwal,
Adv. for D-1 & D2
Ms. Arti Singh, AOR with
Ms. Kavita Singh, Mr.
Aakashdeep Singh Roda
and Ms. Pooja Singh,
Adv. for D-3 (through
VC)
D-4 deleted from the array
of parties vide order dated
18.05.2015
Mr. Pratyush Sharma,
Adv. for D-5
Mr. Himanshu Yadav,
Adv. for D-6

CORAM:
JOINT REGISTRAR (JUDICIAL) MS. SHUCHI
LALER (DHJS)

% **ORDER**
25.03.2025
IA No. 7724/2025 u/s 151 CPC seeking condonation of
delay in filing reply by defendant no.5 to IA No.
2673/2025

1. Heard. Issue notice. Learned counsel for defendant no.1 accepts notice and submits that he has no objection, if the captioned IA is allowed. In view of no objection, the



delay in filing reply to IA No. 2673/2025 by defendant no.5 is condoned.

IA No. 7720/2025 u/s 5 of Limitation Act for condonation of delay in filing reply by defendant no.1 to IA No. 40055/2024

2. Heard. Issue notice. Learned counsel for defendant no.5 accepts notice and submits that he has no objection, if the captioned IA is allowed. In view of no objection, the delay in filing reply to IA No. 40055/2024 by defendant no.1 is condoned.

IA No. 7717/2025 u/s 5 of Limitation Act for condonation of delay in filing reply to application u/O VII R.11 CPC by defendant no.5.

3. Learned counsel for defendant no.5 submits that there has been a typographical error in the prayer clause of the captioned IA and the prayer clause be read as a request for condonation of delay in filing reply to application u/O VII R.11 CPC of defendant no.1. Heard. Issue notice.

4. Learned counsel for defendant no.1 accepts notice and submits that he has no objection, if the captioned IA is allowed subject to heavy cost. In view of submissions made, the captioned IA is allowed subject to cost of Rs. 2500/- to be paid to learned counsel for defendant no.1 within a week. Reply of defendant no.5 to application u/O VII R.11 CPC is taken on record.

IA No. 2673/2025 u/s 151 CPC by defendant no.1 seeking permission to carry out repair/renovation of the suit property

5. Reply has been filed by plaintiff, defendant no.5 and defendant no.6 to the captioned IA. No reply has been filed



by defendant no. 3 till date. Last and final opportunity is granted to defendant no.3 to file reply before the next date. Rejoinder to reply of plaintiff, defendant nos. 5 & 6 be filed before the next date.

IA No. 2674/2025 and IA No. 2676/2025, both u/O VII R.11 CPC for dismissal of counter claim of defendant nos.5 & 6 by defendant no.1

6. Reply has been filed by plaintiff and defendant no.5. Reply to IA No. 2674/2025 has been filed by defendant no.6 also. Learned counsel for defendant no. 6 submits that he has filed reply to IA No. 2676/2025, however, inadvertently, in the title, it is mentioned as IA No. 2674/2025.

7. Learned counsel for defendant no.1 submits that reply of defendant no.6 to IA No. 2674/2025 cannot be taken on record as it is not filed in terms of order dated 31.01.2025. Learned counsel for defendant no.6 submits that he will file appropriate application in this regard. Same be filed within two weeks. Rejoinder to reply of plaintiff and defendant no.5 be filed before the next date.

IA No. 40055/2024 u/O VIII R.1A (3) CPC by defendant no.5

8. As per office note, reply filed by defendant no.1. Learned counsel for plaintiff and defendant no.1 have already given their no objection. Learned counsel for defendant nos. 1 & 2 submits that the reply of defendant no.1 be also read as reply for defendant no.2. No reply has been filed by defendant no.3 till date. The right of defendant no.3 to file reply is closed. Rejoinder to reply of defendant no.1 be filed before the next date.



IA No. 14502/2023 u/s 151 CPC for clubbing of instant suit with Test. Cas. 57/2014 by plaintiff

9. Reply of defendant nos. 1, 2 & 5 is on record. Learned counsel for defendant no.6 submits that he has no objection, if the captioned IA is allowed. No reply has been filed by remaining defendants despite grant of last and final opportunity to file the same within two weeks on 12.02.2025. In these circumstances, the right of defendant no.3 to file reply is closed.

10. Learned counsel for plaintiff submits that he does not wish to file rejoinder to reply of defendant nos. 1, 2 & 5. Pleadings are complete.

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11. The matter is at the stage of admission/denial of documents. Consolidated joint document schedule in compliance of order dated 12.02.2025 has not been filed. Learned counsel for plaintiff submits that defendant nos. 1 & 2 have not signed the consolidated joint document schedule.

12. Learned counsel for defendant no.1 and 2 shall make the necessary comments/approval on the consolidated joint document schedule within two weeks and shall return the same to learned counsel for plaintiff.

13. Learned counsel for plaintiff shall file the consolidated joint document schedule at least two weeks prior to the date to be fixed before this court. Hard copy of documents, which are e-filed, be filed within four weeks. Learned counsels for parties shall produce the original documents and shall join the proceedings physically on the date to be fixed before this court for conducting



admission/denial of documents.

14. The file may be placed before the Hon'ble Court on date already fixed i.e. 08.04.2025, for further directions.

**SHUCHI LALER (DHJS),
JOINT REGISTRAR (JUDICIAL)
MARCH 25, 2025/cd**

Click here to check corrigendum, if any