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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ TEST.CAS. 105/2014
GOPAL CHANDRA BOSE Petitioner
Through Mr. Rohan Khanna, Adv.
versus
STATE & ORS Respondent
Through Ms. Rukhsana Choudhury and Ms.
Shampa Nath, Adv. for R-3 & 7
R-2 is ex-parte
None for R-4

CORAM:

**ASHUTOSH KUMAR (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

% **02.11.2016**

**IA No.13508/2016 under Section 151 CPC moved on behalf of
respondent no.3&7 for condonation of delay of 561 days in filing
of objections**

Learned counsel for petitioner has no objection to the captioned
IA except that same may be allowed subject to payment of cost.

In view of the same, in view of reasons mentioned and in order
to do substantive justice between the parties, the delay in filing of
objections by respondent no.3&7 is condoned, subject to payment of
cost of Rs.5000/- each by them to the petitioner. IA is accordingly
disposed of.

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Objections of respondent no.3&7 are taken on record.

Learned counsel for petitioner has submitted that reply to the
objections filed by respondent no.3&7 was filed vide diary no.49976
on 02.08.2016. He undertakes to check up with the Registry and get

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the same placed on record. At request, respondent no.3&7 may file rejoinder thereto within four weeks.

As per office note, respondent no.5 has been served by speed post on 06.10.2016. In the interest of justice, no adverse order against respondent no.5 is passed today and the said respondent may file reply/objections within thirty days from the date of her service with an advance copy to the opposite side who may file rejoinder thereto at three days before next date of hearing.

Learned counsel for petitioner has admitted that respondent no.6 has not been served. Accordingly, issue fresh notice to respondent no.6, in terms of previous order. It be indicated on the notice that reply/objections, if any, may be filed within thirty days of service with advance copy thereof be supplied to opposite side. Thereafter petitioner may file rejoinder thereto at least three days before next date of hearing.

Parties of both sides to file their respective original/certified copies of the documents within eight weeks and their respective affidavits qua admission/denial of documents within the same timeline, with copies thereof to be exchanged.

Re-notify the matter for admission/denial of documents on 09.01.2017.

**ASHUTOSH KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

NOVEMBER 02, 2016/ab