



\$~7

*

IN THE HIGH COURT OF DELHI AT NEW DELHI

+

CS(OS) 330/2018

ASHOK KUMAR

..... Plaintiff

Through: Mr. Rajiv Raheja, Adv.

versus

MUNNI DEVI

..... Defendant

Through: Mr. Sandeep Sharma, Adv. for D-3

CORAM:

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

ORDER

%

24.10.2019

**I.A. No. 7866/2019 filed by plaintiff under Order 6 Rule 16 r/w
Section 151 CPC for striking out the pleadings/written statement
and to return the written statement filed by the defendant**

Reply to this application filed. Copy supplied. Learned counsel for plaintiff is not willing to file any rejoinder to this application. Pleadings to this application are complete.

List the I.A. before the Hon'ble Court for arguments on 19.11.2019.

CS(OS) 330/2018

No affidavit of admission/denial of documents filed by the defendant, but learned counsel for plaintiff has submitted that no fresh documents have been filed by the parties after amendment due to affidavit of any of the parties is required to be filed.



No replication filed by plaintiff. Learned counsel for plaintiff has submitted that he has to file replication to the amended written statement, but I.A. No. 7866/2019 is pending for disposal and without disposal of this application, filing of amended replication is not feasible.

On the last date of hearing, a cost of Rs.10,000/- was imposed on the defendant no.3, but learned counsel for defendant has submitted that he was not available on account of chemotherapy of his wife and cost imposed on the defendant may be waived off. Not opposed. In view of ground cited by learned counsel for defendant no.3, cost imposed on defendant on the last date of hearing is waived off.

List the matter before the Hon'ble Court for further direction on 19.11.2019.

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

OCTOBER 24, 2019/tp

[Click here to check corrigendum](#)