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

+ CS(OS) 2536/2013

SATINDER SINGH & ORS Plaintiffs

Through Mr. Satish Kumar, Advocate

versus

RAJINDER KUMAR & ORS Defendants

Through Mr. Jitender Chandhar, Ms. Shilpa Chohan, Advocates for defendant no.2

Mr. Suresh Dutt Dobhal, Advocate
for applicant in IA No. 18019/2014

CORAM:

**SH. ANIL KUMAR SISODIA (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

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14.07.2015

IA No. 18019/2014

In the applicant Phoenix ARC Pvt. Ltd. has filed this application for substitution in place defendant no.3 on the ground that defendant no.3 has assigned the loan to the applicant.

Ld. counsel for plaintiff has not filed reply to the application and submits that he has no objection if the application is allowed.

I have perused the application as well as documents annexed herewith. The applicant has purchased the loan granted by defendant no.3 by way of Assignment Deed dated 31.12.2013 and has stepped into the shoes of defendant no.3. Accordingly, the application filed by applicant is

allowed and applicant is substituted in place of defendant no.3.

Plaintiff shall file amended memo of parties within two weeks from today.

The applicant/defendant shall file the written statement within four weeks from today with copy to plaintiff.

IA stands disposed off accordingly.

IA No. 9019/2014

Defendant no.2 has filed this application for condonation of delay in filing the written statement.

In the application, it has been stated that father-in-law of defendant no.2 was admitted in the hospital for surgery and due to this fact written statement could not be filed in time.

Ld. counsel for plaintiff has not filed reply to the application and submits that he has no objection if the application is allowed, subject to cost.

Perusal of the record shows that defendant no.2 was served on 23.01.2014. Written statement has been filed on 25.03.2014.

In the larger interest of justice, written statement is taken on record and delay is condoned, subject to cost of Rs. 5,000/- to be deposited with Delhi High Court Legal Services Committee.

IA stands disposed off accordingly.

IA No. 12728/2014

Notices issued to LR Nos. 1(c) and 1(d) have not been received back. Earlier notices received back unserved.

Fresh steps be taken for service of LR Nos. 1(c) and 1(d) on filing of PF, Speed Post and approved courier, returnable for **5th January, 2016**.

CS(OS) 2536/2013

Plaintiff has filed copy of receipt of deposit of cost.

Replications be filed to the written statement of defendant nos. 2 and 3 within four weeks from the date of receipt of copy of written statement.

Put up for completion of pleadings on **5th January, 2016.**

**ANIL KUMAR SISODIA (DHJS)
JOINT REGISTRAR (JUDICIAL)**

JULY 14, 2015
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