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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 395/2016

SH CHARANJIV SINGH GADH

..... Plaintiff

Through: Mr. Neeraj Grover, Ms. Sunidhi
Gupta & Mr. Mahir Malhotra,
Advs.

versus

SH SARABJIT SINGH & ORS.

..... Defendants

Through: Mr. Jagjit Singh, Adv. for D-1
(joined through VC)
Mr. Pankaj Malhotra, Adv. for
D-2&3(joined through VC)
Mr. Naveen Kumar Raheja &
Mr. Vimal Dubey, Advs. for D-4
Mr. Vikrant Pachnanda & Mr.
Mukul Katyal, Advs. for
D-7/DDA
Mr. Kshitij Sharda & Mr. Aditya
Parashar, Advs. for D-8
Ms. Gemini Sharma, Adv.
(joined through VC) for D-9&10
i.e. Mr. Kamal Arora & Mr.
Tarun Arora
Mr. Vijay Yadav, Adv. for
proposed defendant i.e. Standard
Chartered Bank/D-11

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

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09.12.2022

**IA No.8930/2021 (u/O I R 10(2) CPC for impleadment
of Mr. Kamal Arora & Standard Chartered Bank)**

Proposed defendant Mr. Kamal Arora has already
given no objection to captioned IA and right of proposed
defendant i.e. Standard Chartered bank to file reply stands
closed.

At this stage, learned counsel for proposed
defendant i.e. Standard Chartered Bank is present and
submits that he has no objection, if captioned IA is



allowed.

The proposed defendants have a substantial interest in the subject matter of the suit. Thus, the proposed defendants are necessary and proper parties, and their presence is necessary for reaching just and fair decision in the present matter.

In view of reasons mentioned in the captioned IA and in view of no objection given by the proposed defendants, the captioned IA stands allowed to the extent that both proposed defendants are allowed to be impleaded as defendants in the present matter.

Let amended Memo of Parties be filed by the plaintiff within two weeks with copy to opposite side.

Accordingly, the captioned IA stands disposed of.

IA No.8929/2021 (u/Order XI R 1 CPC seeking interrogatories from defendant no.1 to 3 and 7)

Reply of defendant no.1 stated to have been filed to captioned IA, is again not on record. An application for waiving of cost is also not on record. It is stated by learned counsel for defendant no.1 that Registry has raised objections to the said application and asked him to file chamber appeal for challenging the order dated 01.06.2022.

It is stated by learned counsel for the plaintiff that the defendant no.1 has not paid the cost of Rs.10,000/- as imposed vide order dated 01.06.2022, till date and, therefore, the reply of defendant no.1, stated to be filed, is not placed on record. Hence, learned counsel for defendant no.1 is directed to pay the cost of Rs.10,000/- to the plaintiff within two weeks and file receipt on record pursuant to which the Registry shall place on record the



reply filed by defendant no.1 to captioned IA.

Thereafter, rejoinder, if any, be filed by the plaintiff within two weeks with copy to opposite side.

Pleadings qua defendant no.2,3&7 are already complete.

Re-notify for completion of pleadings qua defendant no.1 and consideration qua captioned IA on the next date of hearing.

IA No.8931/2021 (u/O VI R 17 CPC moved by plaintiff for amendment of the plaint)

Defendant no.5 &7 have already given their no objection to captioned IA.

Reply of defendant no.1 stated to have been filed to captioned IA, is again not on record. An application for waiving of cost is also not on record. It is stated by learned counsel for defendant no.1 that Registry has raised objections to the said application and asked him to file chamber appeal for challenging the order dated 01.06.2022.

It is stated by learned counsel for the plaintiff that the defendant no.1 has not paid the cost of Rs.10,000/- as imposed vide order dated 01.06.2022, till date and, therefore, the reply of defendant no.1, stated to be filed, is not placed on record. Hence, learned counsel for defendant no.1 is directed to pay the cost of Rs.10,000/- to the plaintiff within two weeks and file receipt on record pursuant to which the Registry shall place on record the reply filed by defendant no.1 to captioned IA.

Thereafter, rejoinder, if any, be filed by the plaintiff within two weeks with copy to opposite side.

Pleadings qua defendant no.2,3&8 are already



complete.

It is already stated by learned counsel for defendant no. 4 and learned counsel for defendant nos. 9 and 10 that they do not wish to file reply to captioned IA.

Re-notify for completion of pleadings qua defendant no.1 and consideration qua captioned IA on the next date of hearing.

IA No.16615/2021(u/O VI R 17 CPC moved by plaintiff

Defendant no.5 &7 have already given their no objections to the captioned IA.

Reply of defendant no.1 stated to have been filed to captioned IA, is again not on record. An application for waiving of cost is also not on record. It is stated by learned counsel for defendant no.1 that Registry has raised objections to the said application and asked him to file chamber appeal for challenging the order dated 01.06.2022.

It is stated by learned counsel for the plaintiff that the defendant no.1 has not paid the cost of Rs.10,000/- as imposed vide order dated 01.06.2022, till date and, therefore, the reply of defendant no.1, stated to be filed, is not placed on record. Hence, learned counsel for defendant no.1 is directed to pay the cost of Rs.10,000/- to the plaintiff within two weeks and file receipt on record pursuant to which the Registry shall place on record the reply filed by defendant no.1 to captioned IA.

Thereafter, rejoinder, if any, be filed by the plaintiff within two weeks with copy to opposite side.

Pleadings qua defendant no.2,3&8 are already complete.



It is already stated by learned counsel for defendant no. 4 and learned counsel for defendant nos. 9 and 10 that they do not wish to file reply to captioned IA.

Re-notify for completion of pleadings qua defendant no.1 and consideration qua captioned IA on the next date of hearing.

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The matter is listed for marking of exhibits to the documents.

Amended memo of parties and Joint schedule of documents were to be filed by the plaintiff. In the meantime, applications for amendment of plaint and another application for impleading additional defendants have been filed by the plaintiff.

Re-notify on 09.02.2023.

PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)
DECEMBER 9, 2022/ab
Click here to check corrigendum, if any