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

+ CS(OS) 395/2016, I.A. 36426/2024, I.A. 39208/2024, I.A.

8929/2021, I.A. 1679/2024

SH CHARANJIV SINGH GADH

.....Plaintiff

Through: Mr. Mahir Malhotra, Mr. Kahish Vij,
Adv.

versus

SH SARABJIT SINGH & ORS

.....Defendant

Through: Dr. M.Y. Khan, Adv. for D-1 M.
9810761110.
Mr. Hemant Malhotra, Adv. for D-2 & 3
Mr. Anant Vijay Singh, Mr. Naveen
Kumar, Adv. for D-4, M. 9810129691.
Mr. Vikrant Pachnanda and Mr. Mukul
Katyal, Adv. for D-7 (Through VC)
Mr. Kshitij Sharda Adv. for D-8 (Through
VC)
Ms. Gemini Sharma Mehta, Adv. for D-9
and 10 (Through VC)
Mr. Ritwik Tyagi, Adv. for D-11 (Through
VC) M. 7506015932.

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

% **23.10.2024**

Matter is taken up through physical hearing as well as video conferencing.

I.A. 36426/2024 (Application u/S. 5 Limitation Act filed by defendants no. 2 and 3 for condonation of delay in filing Amended Written Statement to the Amended plaint)

Arguments heard. Keeping in view the facts and circumstances mentioned in the application, the application stands allowed and delay in



filing Written Statement is condoned subject to cost of Rs. 5,000/- to be paid by defendants no. 2 and 3 to plaintiff. Amended Written Statement of defendant no.2 and 3 is taken on record. **I.A. stands disposed off.**

Ld. Counsel for plaintiff has stated that he had already filed Amended Replication to the amended Written Statement of defendant no.2 and 3 and it may be taken on record. Copy supplied. Replication to the amended Written Statement of defendants no. 2 and 3 is taken on record. Ld. Counsel for plaintiff is directed to verify with the Registry and get it placed on record within 15 days.

I.A. 39208/2024 (Application u/s. 151 CPC filed by plaintiff for exemption from filing certificate of apostalisation with Replication to the Amended Written Statement of defendant no. 1 and 2 and Rejoinder to I.A. 1679/2024.)

Heard. Keeping in view the facts and circumstances mentioned in the application, the application stands allowed. Plaintiff may file the apostle/notorised certificates/affidavits as and when plaintiff returns to India. **I.A. stands disposed off.**

I.A. 8929/2021 (Application u/O XI Rule 1 CPC filed by plaintiff.)

Pleadings are already complete.

I.A. 1679/2024 (Application under Chapter 8 Rule 1 of Delhi High Court (Original Side) Rules, 2018 filed by plaintiff)

Perusal of PDF record reveals that Reply of defendant no. 2 and 3 to this IA is not on record. Ld. Counsel for defendants no. 2 and 3 is granted two weeks time for removing objections if any so that it comes on record. Rejoinder has been filed by plaintiff. It is taken on record.

Be fixed for arguments on both the IAs on 16.12.2024.

**TYAGITA SINGH, (DHJS),
JOINT REGISTRAR (JUDICIAL)**

OCTOBER 23, 2024/sm

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