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

+ **CS(OS) 441/2018**

LAKHVINDER SINGH & ORS.

..... Plaintiffs

Through: Mr. Sahil, Adv

versus

DALJEET KAUR & ORS.

..... Defendants

Through: Mr. Aakashdeep, Adv for D6 to 8.

Mr. Bharat Kumar, Adv for D12 & 13.

Mr. Pawan Mathur, Standing Counsel
for DDA/D-14.

CORAM:

**SH. RAJ KUMAR TRIPATHI (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

% **19.02.2019**

Vakalatnama filed by counsel for defendants 6 to 8.

Defendants 1 to 3 remained unserved. Let fresh steps for their service by all permissible modes including dasti and electronic be taken by plaintiffs within a week, returnable for next date of hearing, with directions to said defendants to file their response within four weeks from the date of service of summons. In case of non availability of defendants at their given premises during usual course of time or their refusal to accept the summons, they be served by way of affixation.



Defendants 6 to 8, 12 & 13 have not filed their response to the suit of plaintiffs till date. Counsel for said defendants seek some more time to file written statement. Let written statement be filed by aforesaid defendants alongwith affidavit for admission/denial of documents within the statutory period as prescribed in CPC with advance copy to counsel for plaintiffs, who may file replication and affidavit for admission/denial of documents within two weeks thereafter.

Learned standing counsel for DDA/defendant No.14 submits that written statement to the suit of plaintiffs is ready and he is going to file the same alongwith application for condonation of delay in the registry during course of the day. Let same be filed as submitted. Copy of written statement alongwith application for condonation of delay supplied to counsel for plaintiffs in the Court.

Plaintiffs shall file reply to the application for condonation of delay of defendant No.14, replication and affidavit for admission/denial of documents within four weeks with advance copy to counsel for defendant. Filing of replication by plaintiffs shall be subject to decision on application for condonation of delay of defendant No.14.

As per office report, defendant No.4 was served on 31.10.2018. Defendant No.5 was served on 24.10.2018. Defendants 9 & 11 have been served on 14.11.2018 and defendant No.10 has been served on 23.11.2018. There is no appearance on their behalf. They have not filed their response to the suit of plaintiffs till date. Statutory period prescribed in CPC for filing of written statement by the said



defendants has already expired. Hence, opportunity given to defendants 4, 5, 9, 10 & 11 for filing of written statement is hereby closed.

Renotify for service report qua defendants 1 to 3, completion of pleadings and marking of exhibits to the documents on 06.05.2019.

**RAJ KUMAR TRIPATHI (DHJS)
JOINT REGISTRAR (JUDICIAL)**

FEBRUARY 19, 2019
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