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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 1155/2015**

SURRINDERJEET SINGH AHLUWALIA & ANR..... Plaintiffs

Through Mr. Nitish Chaudhary, Mr. Chetan
Lokur & Mr. Vaibhav Tomar, Mr.
Arun Kumar Jha & Ms. Priti,
Advocates

versus

JITENDARJIT SINGH AHLUWALIA & ANR..... Defendants

Through Mr. Aseem Chaturvedi, Adv.

CORAM:

**ASHUTOSH KUMAR (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

% **16.12.2015**

**IA No.25585/2015 under Order 8 Rule 1 r/w Section 151 CPC and
section 5 of Limitaion Act for condonation of delay in filing
written statement moved on behalf of defendant no.1.**

Arguments heard. Learned counsel for plaintiff has submitted that there is a delay of 65 days beyond the statutory period of 30 days in filing written statement. Considering the facts and circumstances, oral submissions made, in view of the reasons mentioned in the application and in order to do substantive justice between the parties, the delay in filing written statement is condoned subject to payment of cost of Rs. 10,000/- by defendant no.1 to the plaintiffs on or before next date of hearing. IA is accordingly disposed of.

CS(OS) 1155/2015 & IA No.8755/2015 (u/O XXXIX R.1&2 CPC)

Written statement of defendant no.1 is taken on record. Learned

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counsel for defendants, who is also representing defendant no.2 has submitted that defendant no.2 wants to adopt the written statement filed by defendant no.1. Ordered accordingly. Plaintiff may file replication to written statement within two weeks with copy thereof to opposite side.

Learned counsel for defendants has submitted that he does not wish to file any reply to captioned IA and shall straightaway address the arguments.

Both the parties may file their original/certified copies of documents within four weeks, with copies to be exchanged.

Re-notify the matter for completion of pleadings and for admission/denial of documents, for 10.02.2016.

ASHUTOSH KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)

DECEMBER 16, 2015/cd