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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 150/2010

KAMAL KUMAR NEWAR

.....Plaintiff

Through: Mr. Ashok Gurnani & Mr.
Abhishek Singh, Advs.

Versus

NAND KUMAR NEWAR & ORS

.....Defendants

Through: None for D-1.
Ms. Iptisha, Adv. for D-3&4.
D-6&8 have expired.

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PREETI
PAREWA, (DHJS)**

ORDER

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19.11.2025

IA No. 9232/2023 u/O XXII R.4 (4) CPC seeking exemption from bringing on record LR's of defendant no.6 and in the alternative, u/O XXII R.4 CPC for bringing the LR's of defendant no.6 ; and

I.A. 31842/2024 (under Order XXII Rule 4 read with Section 151 CPC by the plaintiff seeking substitution of the legal representatives of Late Kirti Kumar Newar (8B), one of the legal representative of the defendant no.8, namely, Late Shiv Mohan Newar).

1. The right of defendant no.1 to file reply qua IA no.9232/2023 has already been ordered to be closed.
2. It has already been stated by learned counsel for defendant no.1 that he does not wish to file any reply to IA No.31842/2024.
3. It has already been stated by learned counsel for the defendant no.3&4 that she has no objection to the captioned IAs.
4. The right of defendants no.2,6A,6B, 8E, 8H, 9A to 9F, 9H, D-10&D-11 to file reply to IA no.9232/2023 has already been ordered to be closed.
5. The right of said defendants no.2&11 to file reply to IA no.31842/2024 has already been ordered to be closed.



6. As per office note, physical copy of citations of newspapers have been filed for service of defendant no. 3,4,5&7 (served by way of publication dated 05.09.2025) and LR no. 6(A) and 6(B) of defendant no. 6 (served by way of publication dated 06.09.2025 & 07.09.2025), LRs of defendant no. 8 i.e. 8B(i) to 8B(iv) (served by way of publication dated 06.09.2025) & LRs of defendant no. 9 i.e. 9A to 9F (served by way of publication dated 06.09.2025 & 07.09.2025). Let reply, if any, on behalf of the said defendants be filed within three weeks from today with copy to the opposite side who shall be at liberty to file Rejoinder, if any, with copy to the opposite side.

7. As per record, defendant no. 1 has already been served by way of publication dated 30.08.2025.

8. As per office note, the plaintiff has filed the proof of previous cost of Rs.2000/-.

9. Re-notify the captioned IA for completion of pleadings on the next date of hearing.

IA No. 275/2018 u/O XXXIX R.2A CPC by defendant nos. 3&4.

10. Pleadings are already complete.

11. Learned counsel for the defendant no.3&4 seeks some more time to apprise the Court whether the para no.4&5 of order dated 18.11.2019 has been complied with by Defendant no.1 and Defendant no.3&4 or whether the Defendant no.3&4 want to pursue the captioned IA further.

12. At request, re-notify the captioned IA on the next date of hearing.

IA No. 3501/2018 u/O XXXIX R.1 & 2 CPC by plaintiff

13. It is stated by learned counsel for the plaintiff that pleadings qua captioned IA are complete.



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14. Pleadings qua defendant no.1,2,3,4&8 are already complete.

15. The right of defendant nos. 5 to 7 & 9 to 11 to file Written Statement has already been ordered to be forfeited.

16. As per office note, the revised Affidavit of Admission/Denial of the documents filed by the plaintiff is now on record.

17. The right of defendant no.3&4 to file Admission/Denial Affidavit was ordered to be closed vide order dated 18.03.2025.

18. As per office note, the defendant no.1 has not deposited the cost of Rs.5,000/- as imposed vide order dated 18.03.2025 with Delhi High Court Legal Services Committee till date. Learned counsel for the defendant no.1 submits that the same has been deposited. The defendant no. 1 is directed to take requisite steps to bring the said receipt of cost on record, before the next date of hearing.

19. It has been submitted on behalf of defendant no. 1 that the Affidavit of Admission/Denial of documents has already been filed in the year 2016 itself.

20. An application bearing IA no.9232/2023 u/O XXII R.4 (4) CPC seeking exemption from bringing on record LR's of defendant no.6 and another application bearing IA No.31842/2024 (under Order XXII Rule 4 read with Section 151 CPC by the plaintiff seeking substitution of the legal representatives of Late Kirti Kumar Newar (8B), one of the legal representative of the defendant no.8, namely, Late Shiv Mohan Newar), are pending



consideration.

21. Re-notify the matter for further proceedings on
28.01.2026.

PREETI PAREWA (DHJS)
JOINT REGISTRAR (JUDICIAL)

NOVEMBER 19, 2025/bs