



\$~6

*

IN THE HIGH COURT OF DELHI AT NEW DELHI

+

CS(OS) 441/2016

SHRI AKHIL KUMAR VASHNEY & ANR

..... Plaintiff

Through Mr. Ashish Kapoor, Adv.

versus

SHRI RAJIV KUMAR

..... Defendant

Through Mr. Dharamvir Singh, Adv. for
D-1&2.

CORAM:

SANJAY JINDAL (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

%

16.01.2018

CS(OS) 441/2016; IA No. 5683/2017 u/sec. 151 CPC filed by plaintiff and IA No. 10794/2016 u/O XXXIX R 1 & 2 CPC.

Vide order dated 24.10.2017, the plaintiff was directed to file amended memo of parties and plaint within two weeks and defendant nos. 1 & 2 were permitted to file their written statement within statutory period from service of amended plaint. It is submitted by learned counsel for defendants that written statement has been filed today only vide diary no. 9944 & 9945 alongwith replies to the above captioned IAs. Copy already received by learned counsel for plaintiff.

Learned counsel for plaintiff states that since written statement has been filed after expiry of statutory period, therefore, same should be taken off the record. It is submitted by learned counsel for defendants that he will file an appropriate application for condonation of delay in this regard.

Contd.....2



-2-

It is also stated by learned counsel for plaintiff that plaintiff has already filed the original document in terms of order dated 24.10.2017 but defendants have not filed the original documents.

Since written statement filed by defendants has not so far come on record, put up for further consideration on 21.02.2018.

SANJAY JINDAL (DHJS)
JOINT REGISTRAR (JUDICIAL)

JANUARY 16, 2018/pk