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

+ **CS(OS) 437/2018**

KARN LUTHRAPlaintiff

Through: **Mr. Rajiv Dewan & Mr. Angad Singh, Advs.**

versus

SH. M.K. SUBBADefendant

Through: **Mr. Arjun Aggarwal, Adv. for D-1(a) & 1(b) [through VC]**
Mr. Sahil Gupta, Adv. for D-1(c) (through VC).

Mr. Mahendra Pratap, Adv. for D-1(d), (e) and (f).

CORAM:

JOINT REGISTRAR (JUDICIAL) SH. DEVENDER KUMAR GARG (DHJS)

ORDER

% **19.12.2022**

I.A. No. 15424/2018 (u/O 7 Rule 11 r/w Section 151 CPC filed by the defendant);

I.A. No.15425/2018 (u/S 151 CPC filed by the defendant);

I.A. No. 17262/2018 (u/S 45 of the Indian Evidence Act r/w Section 151 CPC filed by defendant seeking seizure of original promissory note dated 16/09/2015 and sending the same to CFSL for forensic examination) &

CRL.M.A.N0. 36005/2018

1. Reply to the captioned IAs have already been filed.
2. Ld. Counsel for defendant no.1(d), (e) & (f) submits that he does not wish to file any rejoinder qua the captioned IAs.
3. Pleadings qua the captioned IAs are complete.
4. Ld. Counsel for defendant no.1(c) submits that he has not received copy of the captioned IAs. Ld. Counsel for defendant no.1(d), (e) & (f) submits that he will supply



the copy of the same to Ld. Counsel for defendant no.1(c) by tomorrow. Let the same be supplied accordingly.

5. At request of Ld. Counsel for defendant no.1(d), (e) & (f), let the captioned IAs be placed before the Hon'ble Court for further directions on **06th February, 2023**.

CS(OS) 437/2018 & I.A. No. 17257/2018 (u/O 11 Rule 12 & 14 r/w Section 151 CPC filed by the defendant seeking discovery and production of certain documents from the plaintiff)

1. As per office noting, vakaltanama filed vide diary no. 820459 dated 05.05.2022 is still under objection. Let appropriate steps be taken as per law.
2. Affidavits of admission/denial of the parties are already on record.
3. Ld. Counsel for defendant no.1(c) submits that he has removed the objections in the above said vakalatnama on 16.12.2022, however, the same does not find mention in the office notice. Let appropriate steps be taken as per law.
4. Ld. Counsel for plaintiff has submitted that no amended plaint is required to be filed in the present matter in terms of the order dated 14.02.2022 qua newly impleaded defendants. However, he further submits that plaintiff intends to file fresh application under Order VI Rule 17 CPC and he will take appropriate steps as per law.
5. Ld. Counsel for defendant no.1(a) & (b) and Ld. Counsel for defendant no.1(c) submit that they have received copy of the paper book on 16.12.2022 only and they need four weeks time for filing their written statement.
6. Ld. Counsel for defendant no.1(d), (e) & (f) submits that he needs some time for taking instructions with respect to



the written statement on behalf of aforesaid LR's of the defendant.

7. Let the pleadings be completed as per law.
8. Pleadings qua the captioned IA are already complete.
9. Re-notify the present matter for completion of pleadings and further proceedings on **26th April, 2023**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)
DECEMBER 19, 2022/v
Click here to check corrigendum, if any