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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(OS) 437/2018

KARN LUTHRA

.....Plaintiff

Through: Mr. Rajiv Dewan, Adv. (E-mail:
rajivdewan123@yahoo.com &
Mob. No. 9811673338).

versus

SH. M.K. SUBBA

.....Defendant

Through: Mr. Arjun Aggarwal, Adv. for D-
1(a).
Mr. Kapil Gupta, Adv. for 1(b).
Mr. Arjun Malik & Ms. Aarohi
Malik, Advs. for D-1(c) (through
VC).
Mr. Sahil Gupta, Adv. for D-1(c)
also present.
Mr. Deepak Mahajan, Advocate
for D-1(d), (e) and (f) [Mob. No.
7838878512).

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

ORDER
26.04.2023

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I.A. No. 15424/2018 (by defendants no.1(d), 1(e) and 1(f)
u/O VII Rule 11 r/w Section 151 CPC);

I.A. No. 15425/2018 (by defendants no.1(d), 1(e) and 1(f)
u/S 151 CPC);

I.A. No. 17262/2018 (by defendants no.1(d), 1(e) and 1(f)
u/S 45 of Indian Evidence Act r/w Sec. 151 CPC seeking
seizure of original promissory note dated 16.9.2015 and
sending the same to CFSL for forensic examination) &

CRL.M.A.N0. 36005/2018



1. Pleadings qua the captioned IAs are already complete.
2. Re-notify the captioned IA for further proceedings on
12th September, 2023.

**I.A. No. 17257/2018 (by defendants no.1(d), 1(e) and 1(f)
u/O XI Rule 12 & 14 r/w Section 151 of CPC seeking
discovery and production of certain documents from the
plaintiff)**

1. Pleadings qua the captioned IA are already complete.
2. Re-notify the captioned IA for further proceedings on
12th September, 2023.

CS(OS) 437/2018

1. Vakaltanama stated to be filed on behalf of defendant no.1(c) vide diary no.820459 dated 5.5.2022 has yet not come on record. Let appropriate steps be taken as per law.
2. Affidavits of admission/denial of the parties are already on record.
3. Mr. Kapil Gupta, Adv. has submitted that on the last date of hearing, he did not appear and he is representing defendant no.1(b) Ms. Tara Subba. He further submits that in case, his vakalatnama is not on record, he will file the same within four weeks.
4. Ld. Counsel Mr. Arjun Aggarwal has submitted that he is representing defendant no.1(a) Ms. Champa Subba only and there may have been some communication gap in providing appearance on behalf of defendant no.1(b) also on last date of hearing i.e. 19.12.2022.
5. Ld. Counsel for plaintiff had already 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.



6. No application under Order VI Rule 17 of CPC was moved on behalf of the plaintiff. The plaintiff may take appropriate steps as per law.
7. Ld. Counsel for defendant no.1(b) submits that he has not received copy of the complete paper book. Ld. Counsel for plaintiff has submitted that he will supply soft copy of complete paper book to Ld. Counsel for defendant no.1(b) within one week. Let the same be supplied accordingly.
8. Ld. Counsel for defendant no.1(a) and Ld. Counsel for defendant no.1(c) have submitted that on 16.12.2022, they had received one link from Ld. Counsel for plaintiff stated to be containing copy of plaint and documents, however, the same is not being opened. However, Ld. Counsel for plaintiff has submitted that the said link may be opened after installation of appropriate software. Let appropriate steps be taken by Ld. Counsel for defendant no.1(a) as well as Ld. Counsel for defendant no.1(c).
9. Let the pleadings be completed as per law.
10. Re-notify the present matter for completion of pleadings and further proceedings on **12th September, 2023**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

APRIL 26, 2023/v

Click here to check corrigendum, if any