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

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

KARN LUTHRA

.....Plaintiff

Through: Mr. Rajiv Dewan with Mr. Angad
Singh & Mr. Manoj Kumar, Advs.

versus

SH. M.K. SUBBA

.....Defendant

Through: Advocate for D-1(a) (appearance
not given) (through VC).

Mr. Manish K. Srivastava, Mr.
Hardik Vashisht & Mr. Yash
Srivastava, Advs. for 1(b) (Mob.
No. 8510004533).

Ms. Vrinda Awasthi, Adv. for D-
1(c) (email: legal@amaclegal.com
& Mob. No.9911434271) (through
VC).

Mr. Kunal Sabharwal, Mr. Deepak
Mahajan, Mr. Raghav Mittal & Mr.
Shubham Madaan, Advocates for
D-1(d), (e) and (f).

CORAM:

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

ORDER

11.01.2024

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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);**



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) &

CRL.M.A.NO. 36005/2018

1. It is submitted that the captioned IAs are coming up for hearing before the Hon'ble Court on 31.01.2024.

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2. Perusal of record shows that written statement alongwith affidavit of admission/denial of documents was already filed on behalf of the original defendant.
3. Ld. Counsel for defendants no.1(d), 1(e) & 1(f) have submitted that the said defendants are relying on the written statement and affidavit of admission/denial of documents filed by the original defendant.
4. Perusal of record further shows that replication to the written statement of original defendant and affidavit of admission/denial of documents were already filed by the plaintiff.
5. Perusal of record further shows that rejoinder to the replication of plaintiff to the written statement of original document was filed on behalf of defendants no.1(d), 1(e) and 1(f) vide diary no.1633501/2023.
6. Perusal of record shows that separate written statements and affidavits of admission/denial of documents were already filed on behalf of defendant no.1(a) as well as defendant no.1(b).
7. No replication and affidavit of admission/denial has been filed by the plaintiff qua defendants no.1(a) & 1(b).
8. Ld. Counsel for defendant no.1(c) has submitted that she not received copy of complete paper book in terms of the



previous order. Ld. Counsel for plaintiff has submitted that he will supply the same within one week.

9. Ld. Counsel for plaintiff has submitted that he has filed an application for striking out defence of defendants no.1(a), 1(b) & 1(c) and the same is yet to be listed. Let appropriate steps be taken as per law for getting the same placed on record.
10. Ld. Counsel for defendants no.1(d), 1(e) & 1(f) has submitted that there are allegations against the said defendants in written statement of defendant no.1(b) and he wishes to file response to the said written statement and he will take appropriate steps in this regard. Let appropriate steps be taken as per law.
11. At joint request, defendants are directed to exchange copies of their written statements with each other.
12. Let the pleadings be completed as per law.
13. Re-notify the present matter for completion of pleadings and further proceedings on **25th April, 2024**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

JANUARY 11, 2024/v

Click here to check corrigendum, if any