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

+ CS(OS) 521/2016

SHRI KAILASH GUPTA & ANR Plaintiffs

Through Ms. Pushti Gupta, Adv.

versus

SHRI VIRENDER PRATAP SINGH CHARAK & ORS.. Defendants

Through Mr. Rajeev Chauhan, Mr. Satinder
Tiwari with Ms. Shubhra Parashar,
Adv. For D-1 to 3

CORAM:

**SH. DEEPAK WASON (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

% **12.11.2018**

IA No.12525/2018 in CC No. 46/2017 (an application u/O VIII R.10 r/w section 151 CPC on behalf of counter claimants (defendant nos. 1 to 3) for striking out the defence of defendants in CC No. 46/2017) owing to non-filing of written statement to the counter claim by them, within the stipulated period as granted vide order dated 03.11.2017.

It is submitted by learned counsel for defendant nos. 1 to 3 that he has no objection if the written statement to the counter claim, be taken on record and delay be condoned in filing the written statement to the counter claim. In view of the same, the written statement to the counter claim is taken on record. The **above said application is disposed off accordingly.**

It is submitted by learned counsel for plaintiffs that she has no

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Objection, if the replication filed by defendant nos. 1 to 3 i.e. counter claimants (in counter claim) is taken on record. In view of the same, replication filed by the counter claimants is taken on record.

IA No. 10957/2018 in CS (OS) 521/2016 (an application u/s 151 CPC on behalf of defendant nos. 1 to 3 for taking of replication filed by plaintiff for non-filing of replication within the period granted vide order dated 03.11.2017.

It is submitted by learned counsel for defendant nos. 1 to 3 that he has no objection, if the replication filed by the plaintiffs be taken on record and delay be condoned. In view of the same, replication filed by plaintiffs is taken on record. **The above said IA is disposed off accordingly.**

CS(OS) 521/2016

Learned counsel for plaintiffs seeks one more opportunity to file affidavits of admission/denial of documents as list of documents has been supplied today. Heard. Same be supplied within four weeks with advance copy to opposite party.

Re-notify for **admission/denial of documents on 17.01.2019.**

**DEEPAK WASON (DHJS)
JOINT REGISTRAR (JUDICIAL)**

NOVEMBER 12, 2018/cd