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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 606/2016**
S JASBIR SINGH CHHATWAL Plaintiff
Through Mr. Paritosh Budhiraja, Adv.
versus
S DARSHAN SINGH & ORS Defendant
Through Ms. Suman Malhotra, Adv. for D-1

CORAM:

SHARAD GUPTA (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

% **07.03.2019**

CS(OS) 606/2016

Pleadings in the suit qua defendant no.1 are complete and delay in filing of written statement on behalf of defendant no.2 was already condoned vide order dated 20.03.2018 but till date no written statement on behalf of defendant no.2 is on record and even none is present on behalf of defendant no.2 to explain in this regard since last many dates of hearing and even today none is present on behalf of defendant no.2. In these circumstances, defendant no.2 is liable to be proceeded against *ex-parte*.

Defendant no.3 has already been held liable to be proceeded against *ex-parte* vide order dated 24.04.2017 and right of defendant no.6 to file written statement already closed.

Affidavit of admission/denial on behalf of defendant no.1 only is on record. Learned counsel for plaintiff submits that affidavit of admission/denial could not be filed as plaintiff is unwell. At request, let same be filed within two weeks with copy to opposite side, failing which cost of Rs.10000/- shall be imposed upon the plaintiff to be

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-2-

paid to the defendant no.1.

Re-notify the matter for admission/denial of documents on
04.04.2019.

SHARAD GUPTA (DHJS)
JOINT REGISTRAR (JUDICIAL)

MARCH 07, 2019/ab