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

CS(OS) 398/2017

SHRI PUNIT CHITKARA

.....Plaintiff

Through: Ms. Samvartika Pathak, Adv.

versus

SHRI GAGAN PREET SINGH & ORS .....Defendants

Through: Mr. Amit Biswas, Adv. for  
D-1&6 (joined through VC)

Ms. Charu Tandon & Mr.  
Mayank Mehandru, Advs. for  
D-3 (joined through VC)

Mr. Atul Kumar & Mr. Aditya  
Vikram Singh, advs. for D-4  
(joined through VC)

Mr. Divyanshu Bhandari, Adv.  
for D-5 (joined through VC)

Mr. Arush Kumar Malhotra,  
Adv. for D-7&8 (joined through  
VC)

**CORAM:**

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA  
MAHENDRA, (DHJS)**

**ORDER**

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**09.04.2025**

**IA No.3543/2025 under Section 151 CPC moved by  
plaintiff seeking condonation of delay in filing  
Replication to the amended Written Statement of D-  
7&8**

1. Learned counsel for the defendant no.7&8 submits that the captioned IA may be allowed subject to imposition of suitable cost.

2. Heard. In the interest of justice and subject to imposition of cost of Rs.800/- upon the applicants to be deposited with Delhi High Court Legal Services Committee, the captioned IA stands allowed to the extent that the delay in filing Replication by plaintiff to the amended Written Statement of defendant no.7&8 is condoned and the same is allowed to be taken on record. Accordingly, the captioned IA stands disposed of.



**IA No.47827/2024 under Order VIII R 1 CPC moved by D-3 for condonation of delay in filing Written statement**

3. Learned counsel for the plaintiff submits that the captioned IA may be allowed subject to imposition of suitable cost.

4. Heard. In the interest of justice and subject to imposition of cost of Rs.1000/- upon the applicant/defendant no.3 to be paid to the plaintiff, the captioned IA stands allowed to the extent that the delay in filing Written Statement by defendant no.3 is condoned and the same is allowed to be taken on record. Accordingly, the captioned IA stands disposed of.

**IA No.46923/2024 under Section 151 CPC moved by defendant no.5 seeking condonation of delay in filing amended Written Statement**

5. Learned counsel for the defendant no.7&8 already stated that he does not wish to file any reply to the captioned IA as the same does not pertain to him.

6. Learned counsel for the plaintiff submits that the captioned IA may be allowed subject to imposition of suitable cost.

7. Heard. In view of reasons mentioned in the application, the captioned IA stands allowed to the extent that the delay in filing Written Statement by defendant no.5 is condoned and the same is allowed to be taken on record. Accordingly, the captioned IA stands disposed of.

**IA No.46493/2024 under Section 5 of Limitation Act moved by the defendant no.4 seeking condonation of delay in filing amended Written Statement**

8. Learned counsel for the plaintiff submits that the captioned IA may be allowed subject to imposition of suitable cost.



9. Heard. In the interest of justice and subject to imposition of cost of Rs.1000/- upon the applicant/defendant no.4 to be paid to the plaintiff, the captioned IA stands allowed to the extent that the delay in filing Written Statement by defendant no.4 is condoned and the same is allowed to be taken on record. Accordingly, the captioned IA stands disposed of.

**CS(OS) 398/2017**

10. Written Statement to the amended plaint filed by defendant no.3 is allowed to be taken on record vide order of even date. However, as per office note, the same is lying under objections. Learned counsel for the defendant no.3 is directed to take requisite steps as per law to bring the same on record as per law. The plaintiff is directed to file Replication to the same within stipulated period as prescribed by law with copy to the opposite side.

11. Written Statement to the amended plaint filed by defendant no.4 is allowed to be taken on record vide order of even date. The plaintiff is directed to file Replication to the same within stipulated period as prescribed by law with copy to the opposite side.

12. Written Statement to the amended plaint filed by defendant no.5 is allowed to be taken on record vide order of even date. The defendant no.5 has also filed some documents as per record. The plaintiff is directed to file Replication alongwith Affidavit of Admission/Denial to the same within stipulated period as prescribed by law with copy to the opposite side.

13. It is stated by learned counsel for the defendant no.1&6 that he does not wish to file any Written Statement



to the amended plaint.

14. Replication filed by the plaintiff qua the Written Statement to the amended plaint filed by defendant no.7&8 is allowed to be taken on record vide order of even date. The plaintiff has also filed some documents with Replication. So, the defendant no.7&8 is directed to file Affidavit of Admission/Denial qua additional documents filed by the plaintiff alongwith Replication in the prescribed format within three weeks with copy to the opposite side.

15. Thereafter, the plaintiff is directed to file soft copy as well as physical copy of Joint Schedule of the documents within four weeks with copy to the opposite side.

16. The parties are directed to file hard copy of the documents of which e-copy already filed on record, if not filed earlier, before the next date of hearing.

Re-notify the matter for completion of pleadings/further proceedings on 31.07.2025.

**PRIYA MAHENDRA (DHJS)  
JOINT REGISTRAR (JUDICIAL)**

**APRIL 9, 2025/ab**

[Click here to check corrigendum, if any](#)