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

+ CS(OS) 571/2017

LATE JAGDIP KAUR & ORS. Plaintiffs

Through: Ms. Kanika Agnihotri and Mr. Amer Vaid, Advocates

versus

MANBIR SINGH OBEROI & ORS Defendants

Through: Mr. Shaini Bhardwaj, Mr. Aditya Sharma and Mr. Prateek Solanki, Advocates for D-1
Mr. Rajnish Kumar Jha and Ms. Aditi Yaduvanshi, Advocates for D-9 & 10 (M:9968954570, e-mail: contact@actuslegal.in)
Ms. Sukanya Mitra, proxy counsel for Mr. Lokesh Bholra, Advocate for D-2
Mr. Madhur Sapra, Advocate for D-3 & 4
Mr. Shivang Mukherji, Advocate for D-6
Ms. Pooja Sinha, Adv. for D-8

CORAM:

MS. VANDANA JAIN (DHJS) JOINT REGISTRAR (JUDICIAL)

ORDER

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29.05.2023

CRL.M.A. 10504/2023 (U/S 340 Cr.P.C to initiate criminal proceedings against the D-1)

Learned counsel for defendant no.1 accepts notice of the I.A. and seeks three weeks' time to file the reply. let the same be filed within time sought with copy to opposite side, who may file rejoinder, if any, within a week thereafter.



I.A. 12006/2017 (U/O 39 Rule 1 & 2 CPC filed by plaintiff)

Reply on record on behalf of defendants no. 3 & 4.

Rejoinder, if any, be filed within a week.

Learned counsel for defendant no.1 seeks two weeks' time to file the reply. Let the same be filed within time sought with copy to opposite side, who may file rejoinder, if any, within a week thereafter

Learned proxy counsel for defendant no.2 submits that she does not wish to file reply.

I.A. 15087/2017 (U/O XII Rule 6 CPC filed by defendant for dismissal of suit)

Reply on behalf of plaintiff filed. Rejoinder on behalf of D-1 also filed, hence **pleadings in the I.A. are complete.**

I.A. 5008/2018(U/O 7 Rule 11 CPC filed by D-6 for rejection of plaint)

Reply on behalf of plaintiff filed. Rejoinder on behalf of D-6 also filed, hence **pleadings in the I.A. are complete.**

I.A. 5009/2018 (U/S 151 CPC filed by D-6 for framing a preliminary issue to the effect whether the present plaint as filed shall be treated as a valid plaint)

Reply on behalf of plaintiff filed. Rejoinder on behalf of D-6 also filed, hence **pleadings in the I.A. are complete.**

I.A. 5102/2018 (U/O 2 Rule 2 read with O 7 Rule 11 CPC filed by D-7)

Reply on behalf of plaintiff filed. Rejoinder, if any, be filed within a week.

I.A. 16489/2019 (U/O 8 Rule 1 A CPC filed by D-1 to place documents on record)



Learned counsel for the plaintiff accepts notice of the I.A. and seeks three weeks' time to file the reply. let the same be filed within time sought with copy to opposite side, who may file rejoinder, if any, within a week thereafter.

I.A. 799/2020 (U/O 18 Rule 16 CPC filed by D-2 for conducting fresh Admission/denial by the plaintiff of the documents of D-2)

Learned counsel for the plaintiff accepts notice of the I.A. and seeks three weeks' time to file the reply. let the same be filed within time sought with copy to opposite side, who may file rejoinder, if any, within a week thereafter.

I.A. 4498/2020 (U/O 32 Rule 15 CPC filed by plaintiff seeking appointment of Guardian and Court Receiver for the plaintiff)

Learned counsels for the parties submit that this application has become infructuous, hence same may be disposed of. In view of submissions made, **the application stands disposed of.**

I.A. 6219/2020 (U/S 151 CPC filed by D-1 for direction to SHO, Vasant Vihar to regularly monitor and keep preserved the CCTV footage)

Learned counsel for defendant no.1 submits that this application be kept pending for the next date and he will seek instructions in respect of this application from his client on the next date of hearing. Request allowed.

I.A. 6416/2020 (U/O XXXII Rule 15 CPC filed by Madanjit Singh Oberoi (applicant/one of the LRs of deceased plaintiff) for his appointment as Guardian Ad-Litem of the plaintiff)

Learned counsels for the parties submit that this application has become infructuous, hence same may be disposed of. In view of submissions



made, the application stands disposed of.

I.A. 9084/2020 (U/S 151 CPC filed by D-1 for rejection of opinion dated 05.09.2020 forwarded by the Medical Board vide letter dated 09.09.2020)

Learned counsel for defendant no.1 submits that this application be kept pending for the next date and he will seek instructions in respect of this application from his client on the next date of hearing. Request allowed.

I.A. 3144/2021(U/S 151 CPC for exemption and extension of time for filing Apostilled Affidavits)

I.A. has already been disposed of on 19.03.2021. Registry is directed to delete the same from the cause list.

I.A. 8863/2021(U/S 151 CPC filed by D-1 for early hearing)

I.A. 8864/2021(U/S 151 CPC filed by D-1 for exemption from filing Attested Affidavit)

I.A. 10203/2021(U/S 151 CPC seeking exemption from filing Notarized Affidavits)

These I.As have already been disposed of on 13.08.2021. Registry is directed to delete the same from the cause list.

I.A. 10202/2021(U/S 151 CPC by LR P (1) (a) for initiation of contempt proceedings qua D-1)

Learned counsel for defendant no.1 submits that no notice on this I.A. has been issued till date and therefore, this I.A. be placed before the Hon'ble Court. As requested, let the I.A. be placed before the Hon'ble Court on



the date already fixed i.e. 22.08.2023.

I.A. 14095/2021 (U/S 151 CPC seeking modification of the order dated 11.10.2021)

Reply on behalf of defendant no.1 filed. Rejoinder, if any, be filed within a week.

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Amended memo of parties not filed by plaintiff in terms of order dated 20.04.2023.

Written statement not filed by the newly transposed defendants in terms of order dated 20.04.2022. In the interest of justice, adverse orders are deferred today. Steps be taken in accordance with law to place the written statement on record.

Put up for completion of pleadings in the aforesaid IAs/suit on 04.08.2023.

**VANDANA JAIN (DHJS)
JOINT REGISTRAR(JUDICIAL)**

MAY 29, 2023/tp