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

+ CS(OS) 13/2018

**KRISHNA NAGPAL AND ORS**

..... Plaintiff

Through: Mr. Rajender Agarwal, Adv. For  
P-2 & P-4a & 4B (Mobile  
No.9810651681)  
None for P-3 & 5

versus

**SANJAY NAGPAL AND ORS**

..... Defendant

Through: Mr. Sanjay Goyal, Adv. For D-1  
(previous counsel)  
Mr. Pramod DAYal, Mr. Rakesh  
Kumar, Adv. for D-1 (Mobile  
No.9810140004 & E-mail ID  
[pdayal.adv@gmail.com](mailto:pdayal.adv@gmail.com))  
Suit stands abate qua D-3 & 5  
vide order dated 23/08/2022  
Mr. Sanyat Lodha & Mr.  
Tanvin Anand, Adv. for D-8 & 9

**CORAM:  
JOINT REGISTRAR (JUDICIAL) SH. MANISH  
SHARMA, (DHJS)**

**ORDER**  
**18.03.2025**

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**I.A.No.6948/2025 (under Order 11 Rule 1 r/w Section  
151 CPC filed on behalf of plaintiff nos.3 & 5 seeking  
discovery of interrogatories from defendant no.1);**

**I.A.No.6949/2025 (for condonation of delay in filing IA  
No.6948/2025)**

**I.A.No.6950/2025 (under Order XI Rule 14 and Order  
XII Rule 8 r/w Section 151 CPC filed on behalf of  
plaintiff nos.3 & 5 seeking directions to the defendant  
no.1 to produce original documents purportedly in his**



**possession);**

**I.A.No.6951/2025 (for condonation of delay in filing IA No.6950/2025)**

**I.A.No.6952/2025 (under Order I Rule 10 r/w Section 151 CPC filed on behalf of plaintiff nos.3 & 5 seeking deletion of names of plaintiff nos.2 & 4) &**

**I.A.No.6953/2025 (for condonation of delay in filing IA No.6952/2025)**

1. None has appeared on behalf of the applicant.
2. Re-notify the captioned IAs for the next date of hearing.

**I.A. No. 5294/2023(Application on behalf of plaintiff nos.3 and 5 under Order XXII Rule 9 read with Order XXII Rule 2 and Order XXII Rule 4 CPC, 1908 r/w Section 151 CPC for setting aside abatement qua defendant nos. 3 and 7 and for impleadment of legal heirs of defendant no.3 (Rakesh Nagpal) and for causing an entry of the demise of the defendant no.7, i.e., Sh. Ravi Narang to be made on the records of the case in terms of Order XXII Rule 2 CPC and proceed with the adjudication of the above titled suit) &**

**I.A. No. 5295/2023(Application on behalf of the plaintiff nos. 3 and 5 under Section 5 of the Limitation Act, 1963 for condonation of delay in filing the application Order XXII Rule 9 read with Order XXII Rule 2 and Order XXII Rule 4 CPC, 1908 r/w Section 151 CPC)**

3. Reply to the captioned IAs has been filed on behalf of defendant no.1 as well as by defendant nos.8 & 9.
4. Reply to the captioned IAs filed on behalf of the defendant no.1 are taken on record today.
5. Learned counsel for plaintiff seeks time to file rejoinder.
6. Let rejoinder be filed within four weeks with advance copy to the opposite side.



**I.A.No.12615/2019 (under Order VIII Rule 1 CPC filed on behalf of defendant no.1 seeking condonation of delay in filing the written statement)**

7. Learned counsels for the parties seek time to clarify about the captioned IA.
8. Re-notify the captioned IA for clarifications/consideration on the next date of hearing.

**CS(OS) 13/2018 & I.A.No.629/2018 (under Order XXXIX Rule 1 & 2 CPC)**

9. As per office note, documents have been filed on behalf of plaintiff no.3 & 5.
10. Amended plaint filed on behalf of plaintiff nos.3 & 5 has been returned under objection. Learned counsel for plaintiff nos.3 & 5 is requested to check it up with the Registry and have the same placed on record.
11. Mr. Sanjeev Goyal, Advocate has joined the court proceedings through video conference and submits that earlier he was appearing on behalf of the defendant no.1 and now he is seeking discharge from this case as new counsel has been engaged by defendant no.1.
12. Mr. Pramod, Advocate submits that he is now appearing on behalf of defendant no.1 and has no objection, if previous counsel for defendant no.1 is discharged.
13. In view of the above submissions, Mr. Sanjeev Goyal, Advocate is discharged from this case.
14. Learned counsel for the defendant no.1 submits that he has been recently engaged in the matter and he needs to inspect the court record before making any submissions/argue the captioned IAs. He seeks



adjournment on this ground. Not opposed. In view of the above circumstances, matter is adjourned.

15. Applications for setting aside of the abatement and condonation of delay in filing written statement are pending for consideration.

16. Re-notify the matter for completion of pleadings and admission/denial of documents on **21<sup>st</sup> May, 2025**.

**MANISH SHARMA, (DHJS)  
JOINT REGISTRAR (JUDICIAL)**

1. At this stage, (At 12:15pm), Mr. Vivek Vidyarathi, Mr. Survigya Vidyarathi, Mr. Sarvagya Vidyarathi, Advocates have appeared. They have been apprised about the order and next of hearing in the matter.

**MANISH SHARMA, (DHJS)  
JOINT REGISTRAR (JUDICIAL)**

**MARCH 18, 2025/nk**

*Click here to check corrigendum, if any*