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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 3451/2015**

S HARJEET SINGH SETHI Plaintiff
Through Mr. Sunil Mittal Paul Malik, Adv.
versus

HARBEER SINGH SETHI & OTHERS Defendants
Through Mr. Jagjit Sahni, Adv. for D-1&3

CORAM:

ASHUTOSH KUMAR (DHJS), JOINT REGISTRAR
(JUDICIAL)

ORDER

% **23.03.2016**

CS(OS) 3451/2015 and IA No.25838/2015 under Order XXXIX
Rule 1&2 CPC moved on behalf of plaintiff

As per office note, nothing fresh has been filed. Learned counsel for defendant nos. 1&3 has submitted that written statement alongwith reply to captioned IA on behalf of the said defendants were filed vide diary nos. 57542 and 57522 respectively on 22.02.2016. However the same are not on record. He undertakes to check up with the registry and get the same placed on record. At request, learned counsel for defendant nos. 1&3 undertakes that copy of the same shall be supplied to learned counsel for plaintiff during course of the day. Plaintiff shall file replication and rejoinder to the same within two weeks.

Since neither any written statement has been filed on behalf of defendant nos. 2&4 inspite of expiry of stipulated statutory period and despite their service on 15.01.2016 & 22.01.2016 respectively and also since none is present on their behalf till today, therefore, said defendants are liable to be proceeded ex-parte.

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At request, parties may file their original/certified copies of documents within four weeks, with copies thereof to be exchanged.

Re-notify for admission/denial of documents on 29.07.2016 subject to further directions by Hon'ble Court on date fixed there i.e. 30.03.2016.

**ASHUTOSH KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MARCH 23, 2016/cd