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

+ CS(OS) 3443/2015

ARUNA BAKSHI

..... Plaintiff

Through Mr. Nitin Sangwan, proxy counsel

versus

DEVENDER KUMAR AND OTHERS

..... Defendants

Through Mr. Bharat Kumar, Advocate for
defendant no.1

Mr. R.S. Sharma, Advocate for
defendant nos. 2 to 6

CORAM:

**SH. ANIL KUMAR SISODIA (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

27.09.2016

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IA No. 9540/2016

Defendant no.1 has filed this application seeking condonation of delay of 15 days in filing the written statement.

In the application, it has been submitted that on 31.03.2016, defendant no.1 was granted three months time to file written statement keeping in view of the serious medical condition of defendant no.1. Written statement of defendant no.1 has been filed on 15.07.2016 through his Special Attorney. In the application, it has been stated that the condition of defendant no.1 deteriorated despite regular dialysis and he was not in a position to speak and given instruction for preparing the written statement and it was after several visit to the house of defendant no.1 that the counsel was gathered information for drafting the written statement. Defendant no.1 has also filed

photocopies of medical record showing the regular dialysis undergone by the defendant no.1 from 22.06.2016 to 13.07.2016 on weekly basis. In these facts and circumstances, the delay in filing written statement is condoned. Application is allowed.

IA stands disposed off accordingly.

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Written statement of defendant no.1 is taken on record.

Plaintiff shall file replication within four weeks from today.

Both the parties are directed to file their original documents within four weeks from today after exchanging the copies.

Affidavit of admission/denial of the documents be filed within eight weeks from today after exchanging the copies.

Put up for completion of pleadings and admission/denial of the documents on **20th December, 2016.**

**ANIL KUMAR SISODIA (DHJS)
JOINT REGISTRAR (JUDICIAL)**

SEPTEMBER 27, 2016
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