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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(COMM) 186/2023
KHADI AND VILLAGE INDUSTRIES COMMISSION,

..... Plaintiff

Through: Ms. Aiswarya Debadarshini,
Advocate

versus

PRADEEP KUMAR SINGH AND OTHERS.... Defendant

Through: None

CORAM:
JOINT REGISTRAR (JUDICIAL) Dr. AJAY
GULATI (DHJS)

ORDER

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08.12.2023

I.A. No. 20646/2023 under Section 151 CPC filed by the plaintiff seeking condonation of 17 days delay in filing its replication to the written statement filed by defendant no. 1&2.

Notice of this application was served on the defendants on 13.10.2023 through email, as per the submission of the Id. Counsel for the plaintiff. Affidavit of service in this regard has been filed but is not shown in the Registry records.

It needs a highlight that the written statement was taken on record on 24.08.2023 after condonation of delay. The replication thereafter has been filed on 25.09.2023 i.e. on the 32nd day on the date of written statement being taken on record. Since the defendants have not appeared to object the same, application is allowed. Delay is condoned. IA stands disposed off. Replication is taken on record.



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Plaintiff has filed additional documents alongwith the replication for which permission was granted by the Hon'ble Court on 05.04.2023 while disposing off application no. 6177/2023. Defendants are permitted to file additional affidavit of admission and denial to the additional documents filed by the plaintiff within four weeks. Affidavit of admission and denial of documents on behalf of plaintiff has already been filed alongwith the replication. Joint document schedule be filed within two weeks of filing the additional affidavit by the defendants alongwith documents on either behalf in physical form, if not already filed.

Defendant no. 3 has been served on 15.04.2023 through email, as per the affidavit of service filed by the plaintiff. Since no written statement has been filed even though maximum permissible period of 120 days has expired from the date of service, opportunity to file written statement stands closed.

Matter is already listed before the Hon'ble Court for 12.01.2024.

Put up before the Hon'ble Court on the date already fixed i.e. 12.01.2024, for further directions.

**AJAY GULATI - I (DHJS),
JOINT REGISTRAR (JUDICIAL)**

DECEMBER 8, 2023/sk

Click here to check corrigendum, if any