

CS 95/25
JAMILA BEGUM Vs. ZAHIDA BEGUM

18.09.2025

Present: Ms. Asim, Ld. Counsel for plaintiff.
Ld. Counsel for defendant.

Counsel for defendant has filed his written statement alongwith an application U/O VIII Rule 1 CPC. Copy supplied.

Plaintiff has objected to the application moved U/O VIII Rule 1 CPC on the ground that defendant's contention that she was not well is incorrect as she herself had filed reply in connected proceedings between the same parties in some other Court. This fact is not disputed by Counsel for defendant.

The delay in filing of written statement is about 30 days. It is settled law that usually, the same has to be construed liberally. Thus, in order to balance equities to the parties, the delay in filing of written statement is condoned subject to cost of Rs. 5000/- to be paid to plaintiff.

Let cost be paid on next date of hearing.

Defendant has also preferred an application U/O VII Rule 11 CPC. Let reply, if any, be filed within 15 days from today with copy to other side.

List for arguments on the said application on 17.01.2026.

Aashish Gupta
DJ-01/NE/KKD/DELHI
18.09.2025