

CS No. 237/23
Bal Kishan vs. M/s. Real Imaging

22.05.2025

Present : Sh. Bharat Kishan Sharma Ld. Counsel for plaintiff.
Sh. Sachin Gupta Director of D1.
Sh. Abhishek Pandey Ld. Proxy counsel for Sh. D.D.
Pandey Ld. Counsel for D2 through VC.

Today, matter is listed for order on application u/o 9 R7 CPC and u/o 8 R 1 CPC filed on behalf of D2.

Perusal of record shows that an application u/o 8 R 1 r/w S. 151CPC for condoning delay in filing WS by D1 is also pending adjudication.

At this stage, Ld. Counsel for plaintiff submits that he has no objection to the application u/o 8 R 1 r/w S. 151 CPC filed by D1 and the same may be allowed

Submissions heard. Record perused.

Keeping in view the aforesaid facts and circumstances, reasons mentioned in the aforesaid application as well as on the basis of no objection given by the Ld. Counsel for plaintiff, considering that it is well settled that the cases should be decided on merits, rather than on technicalities also considering the fact that the present suit is at initial stage and issues are yet to be framed, **the application u/o 8 R 1 r/w S. 151 CPC filed by D1 is disposed of as allowed. Delay in filing the WS by D1 is hereby condoned**

and the same is taken on record.

Be awaited for order on application u/o 9 R7 CPC
and u/o 8 R 1 CPC filed on behalf of D2, at 4.00 pm.

(Gaurav)
District Judge-01/ SHD
KKD/Delhi/22.05.2025

(04.53 pm)

Present : None for plaintiff.
 None for defendant.

No time left.

Matter be listed for order on application u/o 9 R7 CPC and u/o
8 R 1 CPC filed on behalf of D2 on 29.05.2025.

(Gaurav)
District Judge-01/ SHD
KKD/Delhi/22.05.2025