

11 CS DJ ADJ 754/24 ARCHANA SHARMA Vs. SHIV KUMAR SHARMA

14.10.2025

Present: Sh. Sandeep Kumar, Ld. Counsel for plaintiff.
Sh. BM Shukla, Ld. Counsel for defendant along with defendant.

Application for leave to defend along with application seeking condonation of delay filed on behalf of defendant.

Ld. Counsel for plaintiff submits that he is not inclined to file any reply to application seeking condonation of delay in filing of leave to defend.

In view thereof, arguments heard. Record perused.

Admittedly, defendant served with summons for Judgment and appeared before this Court on 29.08.2025 but filed leave to defend application only on today with the delay of 35 days.

No sufficient cause for not filing of leave to defend in statutory period is specified in the application. However, in the interest of justice, application seeking condonation of delay is allowed under Order XXVII Rule 3(7) CPC subject to cost of Rs 3000/- to be paid to the plaintiff.

Leave to defend is taken on record.

Let, reply to leave to defend application be filed within 4 weeks with advance copy to the defendant.

Put up for arguments on **28.11.2025**.

(SHILPI M JAIN)
DJ-05 (SW)/Dwarka Courts
New Delhi: **14.10.2025** (GM)