

Great India Pipes Pvt. Ltd. vs. Maa Vaishnav Infracontract India Pvt. Ltd.

CNR No.: DLSH01-001009-2025

CS (Comm.) No. 116/2025

05.08.2025

Present : Mr. Piyush Chaudhary, Ld. Counsel with Mr. Praveen Kumar, Ld. Counsel for the plaintiff.
Mr. Deepak Parashar, Ld. Counsel for the defendant.

The defendant has filed applications under Order 9 Rule 7 CPC and Order 8 Rule 1 CPC for seeking setting aside of order dated 19.05.2025 whereby the defendant was proceeded *ex-parte* and extension of time for filing of written statement. There is no provision for extension of time for filing of written statement. However, the provision is that the defendant may file written statement within maximum period of 120 days on furnishing reasons for seeking condonation of delay in filing thereof. The defendant may file written statement within maximum period of 120 days on furnishing reasons for non-filing thereof within stipulated period of 30 days. Ld. Counsel for the plaintiff stated that he wishes to submit reply to the said applications. In that case, copy of reply be supplied in advance to Ld. Counsel for the defendant. To come up for reply, if any, and otherwise, for arguments on the said applications on **22.08.2025**. It is clarified that filing and pendency of the application under Order 9 Rule 7 CPC would not prevent the continuation of time of 120 days provided by the statute for filing of written statement.

Sanjay Sharma-II
DJ (Commercial Court)-03
Shahdara, KKD, Delhi
05.08.2025

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