

CS (COMM) No. 480/26
Elix International Sa Vs. Medicine House

24.07.2026

Present: Sh. Nikolas Choudhary and Ms. Vanshika Ashu Ld.
Counsel for plaintiff.
Sh. Mayank Gupta (Enrollment NO. D/11257/2023)
Ld. Counsel for defendant.

It is submitted by Ld. Counsel for plaintiff that he does not want to file reply to the application u/sec.5 of Limitation Act for seeking the condonation of delay of 33 days in filing the written statement.

Argued orally. It is stated that no cogent reasons have been mentioned seeking condonation of delay. As far as the application is concerned, the main reason for delay are mentioned in paragraphs 4, 5 and 6 of the application according to which the delay is caused in view of collection of data/relevant information for the preparation of written statement. Considering the facts that most commercial cases are based on documents and it may sometime require time to collect and collate the necessary information for the purposes of preparation of

defence in the form of written statement. So accordingly reasons given appear to be bonafide. Accordingly, the delay is condoned. Written statement is taken on record.

An application u/o.6 rule 17 CPC filed seeking incorporation of verification clause in written statement. Copy given. The amendment sought is just formal/technical in nature. Accordingly, the application u/o.6 rule 17 CPC is allowed. Amended written statement taken on record. Copy given.

Put up for filing of replication, if any and consideration on 21.08.2026.

(Rakesh Pandit)
District Judge (Commercial Court)-13/
Central/Tis Hazari/Delhi/24.07.2026