

CS (COMM.) 156/26

**ASIAN POLYCHEM PVT LTD Vs. AITA POLYMERS PVT
LTD**

14.08.2026

Present: Sh. Harshit Singhal, Ld. Counsel for the plaintiff
through VC.
Sh. Jai Ram Garg, Ld. Counsel for the defendant.

WS along with statement of truth, affidavit of admission / denial of documents of the plaintiff, application u/O VII Rule 10 CPC and application for condonation of delay in filing the WS since been filed on behalf of the defendant through E-mode on 07.07.2026 and physical copy of the same has been filed on 09.07.2026. Copy is stated to have been supplied to the plaintiff.

Arguments on the application moved on behalf of the defendant for condonation of delay heard.

Ld. Counsel for defendant submits that there is delay of around 50 days in filing the WS, as time took place for collection of documents to prepare the WS and prayed that WS be taken on record.

Ld. Counsel for plaintiff has no objection if the written statement is taken on record subject to heavy cost.

Heard. Considered.

In view of the averments contained in the application and also considering the fact that the written statement has been filed well before the expiry of outer limit of 120 days prescribed for filing written statement under the Commercial Courts Act, this Court is of the opinion that the demands of justice would be met in case the delay is condoned subject to costs.

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Accordingly, the application is allowed and delay in filing the written statement is condoned subject to the cost of Rs.10,000/-.

Let replication along with affidavit of admission / denial of documents of the defendant and reply to the application moved by the defendant u/O VII Rule 10 CPC be filed by the plaintiff within four weeks time with advance copy to the opposite party.

Put up for reply / arguments on the application u/O VII Rule 10 CPC on **29.10.2026**.

(JAGDISH KUMAR)

District Judge, Comm. Court-01

North, Rohini Courts, Delhi

14.08.2026