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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 67/2025

JITENDER RAJPAL

.....Plaintiff

Through: Mr. Dhruv Chawla and Ms.
Aadya Sinha, Advs.

versus

MEENAKSHI MANGHANI & ORS.

.....Defendants

Through: Mr. Shahbaz Akhtar, Adv.
(M: 8384878791)

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. GAGANDEEP
JINDAL (DHJS)**

ORDER

01.08.2025

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Proceedings are being conducted through hybrid mode.

I.A. No. 2076/2025 (by plaintiff for stay) &

**I.A. No. 2077/2025 (by plaintiff u/O XI Rule 1(4) r/w Sec.
151 of CPC to file additional documents at appropriate
stage)**

1. Ld. Counsel for defendants seeks and is granted four weeks time to file the reply, being last opportunity. Rejoinder thereto be filed within two weeks thereafter.

**I.A.No. 15754/2025 (Application Under Section 151 r/w
Section 16 of the Commercial Courts Act for condonation
of delay of 70 days in filing the written statement on
behalf of the defendants**

2. Ld. Counsel for defendants argued that there is delay of 70 days because of the main counsel had undergone eye surgery and had been advised complete rest which include avoidance of reading and writing. Therefore the delay may be condoned.
3. *Per contra*, ld. counsel for plaintiff opposed the application



on the ground that no medial document of the main counsel has been annexed with the application to explain the delay. Therefore the application may be dismissed.

4. Heard. I have gone through the record.
5. It is settled law that technicalities of law should not come in the way of justice and endeavour of court should be to decide the lis on merits. Hence, considering the submissions made in the application, the delay in filing written statement and affidavit of admission/denial of documents on behalf of the defendants is condoned subject to cost of Rs.5,000/- to be paid to the plaintiff within four weeks.
6. The captioned IA stands disposed off accordingly.

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7. Replication and affidavit of admission/denial of documents be filed within four weeks.
8. Re-notify the matter for completion of pleadings and for further proceedings on **9th October, 2025**.

**GAGANDEEP JINDAL (DHJS)
JOINT REGISTRAR (JUDICIAL)**

AUGUST 1, 2025/PU

[Click here to check corrigendum, if any](#)