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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(OS) 418/2021**

SH. HARBINDER PAL SINGH SGSHARWAL & ANR.

.....Plaintiffs

Through: Mr. Jogjit Singh, Mr. Preet
Singh & Mr. Rahul Khan,
Advs.

versus

M/S. VENUS GEMS AND JEWELS PVT. LTD. AND

ORS. & ORS.

.....Defendants

Through: Mr. Siddharth Arora & Mr.
Yash Dhyani, Advs. for D-1
& 2.
Mr. Attin Shankar Rastogi,
Mr. Adil Vasudeva & Mr.
Aman Kapoor, Advs. for
D-3,4 & 6.

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. PRIYA
MAHENDRA, (DHJS)**

ORDER

% **25.03.2025**

Regular Stenographer is on leave today.

**IA No. 4018/2023 (application filed by defendant no.2
u/O 8 Rule 1 r/w Section 151 CPC for condonation of
delay of 144 days in filing written statement)**

1. Reply not filed by plaintiff.
2. Learned counsel for defendant no. 2 submits that the defendant no. 2 is entitled for exclusion of limitation period between 15th March, 2020 and 28th February, 2022 in view of the orders passed by Hon'ble Supreme Court of India in a *Suo Moto* Writ Petition No. 3/2020. He submits that defendant no. 2 appeared before Hon'ble Court on 07th September, 2021 and was directed to file Written Statement



within 30 days. He submits that Written Statement was filed vide diary no. 247004/2022 by the defendant no. 3 on 24th February, 2022. So, the same is not barred by law and the captioned application may be allowed. In view of submission made, Registry is directed to furnish a report as to when and how many written statements have been filed by defendant no. 2, their diary no., objections raised thereto, date of clearing of the said objections and other relevant details.

3. Since the date before the Hon'ble Court is short, let the file be placed before the Hon'ble Court on date fixed i.e., 5th April, 2025 for further directions.

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4. The order dated 21.04.2023 records that pleadings qua defendant nos.1,3,4&6 are complete. Learned counsel for the plaintiff submits that the Written Statement alongwith Affidavit of Admission/Denial of documents has been filed by the defendant no. 5 in the year 2022. However, he has not filed replication to the same. Accordingly, the right of the plaintiff to file replication is ordered to be closed for written statement of defendant no. 5.

5. Since the date before the Hon'ble Court is short, let the file be placed before the Hon'ble Court on date fixed i.e., 5th April, 2025 for further directions.

**PRIYA MAHENDRA (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MARCH 25, 2025/gs

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