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

+ **CS(COMM) 459/2025**

MONKSAYS SUPERFOODS PRIVATE LIMITED

.....Plaintiff

Through: Ms. Akanksha Majumdar
and Ms. Ananya Roshyan,
Advs.

versus

GOLDEN HERBS NUTRACEUTICALS AND OTHERS

.....Defendants

Through: Ms. Neha Batra, Adv for
D-1 and 2 (VC).
Mr. Brijesh Kumar, Adv.
Mr. Atul Vaid, Adv for
HDFC Bank Ltd (VC).
Mr. Rony John, Adv for
Axis Bank (VC).

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. SWATI KATIYAR

ORDER

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18.05.2026

I.A. 11400/2026 for condonation of delay of 79 days in filing the written statement on behalf of defendant nos. 6,7, 8, 10 and 11.

1. Reply filed on behalf of plaintiff is on record.
2. Rejoinder thereto is under objection. As per office noting, the objection is qua the delay in filing rejoinder. Ld counsel for plaintiff submits that they have no objection, if the delay in filing rejoinder is condoned.
3. In view of submissions made, the delay in filing rejoinder is condoned. The rejoinder to present IA be taken on record and registry is directed not to raise objection on account of delay in filing the rejoinder by the defendant nos. 6, 7, 8, 10 and 11 to IA No.11400/2026. The rejoinder be re-filed as per rules.



4. Put up for completion of pleadings /arguments.

IA No.11973/2025 Under Order XXXIX Rule 1 and 2 CPC.

5. Pleading qua defendant no.1 to 4 are complete.
6. Perusal of record shows that right of defendant no.3 to file reply already stands closed.
7. Reply filed on behalf of defendant no.6 to 8, 10 and 11 is seen on record. Ld counsel for plaintiff submits that they have not received any intimation qua re-filing of the reply nor they have received any copy of the reply.
8. Let copy of the reply be supplied to plaintiff within one week and thereafter, rejoinder, if any be filed within two weeks.
9. Put up again for completion of pleadings.

IA No. 24854/2025 by defendant no.1 and 2 seeking condonation of delay in re-filing application under Order 7 Rule 11 CPC.

10. Issue notice. Ld. Counsel for plaintiff accepts notice and submits that they do not have any objection if the application is allowed.
11. For the reasons stated in the application, application is allowed. IA stands disposed off.

IA No. 24852/2025 by defendant no.1 and 2 seeking rejection of plaint.

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IA No. 24853/2025 by defendant no.1 and 2 for placing additional documents.

12. Issue notice. Ld. Counsel for plaintiff accepts notice and



seeks some time to file reply. If any be filed within three weeks with advance copy to the plaintiff and thereafter rejoinder, if any be filed within further two weeks.

13. Put up for completion of pleadings on **17.07.2026**.

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14. Matter is listed for completion of pleadings.

15. Pleadings qua defendant no.1, 2 and 4 are complete.

16. Defendant no.5 is John Doe.

17. Right of defendant no.3 to file written statement already stands closed.

18. As per the affidavit of service filed by plaintiff, defendant no.9 has been served through email on 23.03.2026.

19. Reply filed by Axis Bank is under objection. Ld counsel for Axis Bank submits that they shall take necessary steps for removing the objections.

20. Written statement filed on behalf of defendant nos. 6, 7, 8, 10 and 11 are under objections and IA No.11400/2026 is pending qua the same.

21. Put up for completion of pleadings on 17.07.2026.

**SWATI KATIYAR,
JOINT REGISTRAR (JUDICIAL)**

MAY 18, 2026/bk