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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 483/2024 with I.A. 31041/2024, I.A. 31043/2024 and 44111/2024**

HALDIRAM INDIA PVT. LTD.Plaintiff
Through: Mr. Neeraj Grover, Mr. Kashish Vij
and Ms. Arpita Mishra, Advocates

versus

HARIRAM VENTURES PVT. LTD & ORS.Defendants
Through: Ms. Nandita Seth, Advocate for D-1 &
D-2
Mr. Gautam Narayan, Senior
Advocate with Mr. Ashok Kumar Jain,
Advocate for D-3

CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL

% **ORDER**
29.01.2025

I.A. 44111/2024 (seeking condonation of delay in filing written statement)

1. This application has been filed by the defendant no.1 under Section 5 of the Limitation Act, 1963 seeking condonation of delay in filing the written statement.
2. To be noted that written statement has been filed on the 119th day after the issuance of summons in the suit.
3. Having heard the counsel for the parties and taking into account that the written statement has been filed within the maximum condonable period of 120 days, the delay is condoned subject to the aforesaid defendant paying a cost of ₹10,000/- to the plaintiff.



4. The Application stands disposed of.

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5. In view of the order passed above, the Registry shall take on record written statement filed on behalf of the defendants no.1 and 2.

6. Counsel for the defendants no.1 and 2 shall take instructions whether the defendants no.1 and 2 are willing to settle the matter with the plaintiff.

7. Mr. Gautam Narayan, Senior Counsel appearing on behalf of the defendant no.3, submits that the present suit is not maintainable for want of territorial jurisdiction. He further submits that the present plaint is liable to be rejected since the plaintiff has not complied with the provisions of Section 12A of Commercial Courts Act, 2015.

8. This aspect shall be considered on the next date of hearing.

9. List the suit, along with the pending applications, on 14th April, 2025.

10. Interim order to continue.

AMIT BANSAL, J

JANUARY 29, 2025
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