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

+ **CS(COMM) 485/2024, I.A. 47585/2024, I.A. 4757/2025**

RAJAN KAPOOR

.....Plaintiff

Through: Mr. Aman Kumar Yadav, Ms. Barnita Sinha
Roy, Advs. M. 9131515385.

versus

DARSHAN KAUR SYAL & ORS.

.....Defendant

Through: Mr. Varun Gupta, Ms. Simran Wason and Mr.
Akhil G Kurup, Advs. for D-1 and 2.
Mr. Abhishek Batra, Adv. for D-3.

CORAM:

JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH, (DHJS)

ORDER

% **14.05.2025**

Matter is taken up through physical hearing as well as video conferencing.

I.A. 47585/2024 (Application u/S. 8 Rule 1 of Commercial Courts Act r/w Sec. 151 CPC filed by defendant no.3)

Arguments heard. Ld. Counsel for defendant no.3 has stated that delay of 83 days in filing Written Statement has been caused due to the fact defendant no.3 is suffering from chronic Asthama and his condition was volatile during the period as mentioned in the application.

Heard. Keeping in view the facts and circumstances mentioned in the application, the application stands allowed and delay in filing Written Statement is condoned subject to cost of Rs.5000/- to be paid by defendant no.3 to plaintiff on or before next date of hearing. Written Statement of defendant no.3 is taken on record subject to removal of any other objection raised by the Registry within one week. **I.A. stands disposed off.**

This is a digitally signed order.

The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.

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Replication, if any, may be filed by plaintiff within prescribed limitation period with advance copy to the opposite party.

I.A. 4757/2025 (Application u/S. 151 CPC r/w Chapter VII Rule 5 of Delhi High Court (Original Side) Rules, 2018)

Ld. Counsel for plaintiff has stated that delay of 6 days in filing Replication to the Written Statement of defendant no.1 and 2 has been caused. However, Ld. Counsel for defendant no.1 and 2 has argued that delay of more than 45 days in filing Replication has been caused. Concerned official of Registry is directed to file report regarding date of filing of Replication by plaintiff to the Written Statement of defendant no.1 and 2 and date of passing of the Replication.

Be fixed for further hearing on 06.08.2025.

**TYAGITA SINGH, (DHJS),
JOINT REGISTRAR (JUDICIAL)**

MAY 14, 2025/SM