



\$~15

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 604/2023**

M/S THAPAR BUILDTECH PVT LTDPlaintiff

Through: **Mr. Arush Bhandari and Mr.
Shimran Shah, Advs.**

versus

MOHAN SAWANT & ORS.Defendants

Through: **Mr. Rohit Singha, Adv. for D-1**

CORAM:

DR. JAGMINDER SINGH (DHJS) JOINT REGISTRAR (JUDICIAL)

ORDER

% 15.09.2025

I.A. 4083/2025 (filed by D-1 seeking condonation of 88 days delay in filing written statement)

1. Reply not filed. Learned counsel for plaintiff submitted that he does not want to file formal reply and will straightway argue.
2. Arguments heard. Learned counsel for defendant no. 1 submitted that delay may be condoned in filing the written statement, which is opposed by learned counsel for plaintiff.
3. I have considered the submissions. As per case history, the written statement was initially filed on 18.01.2025. As per previous ordersheets, the complete paper book supplied to learned counsel for defendant no. 1 on 23.09.2024. Calculation reveals that admittedly the written statement was not filed within the statutory period of 30 days, but has been filed within the maximum extendable period upto 120 days.
4. In view of the facts and circumstances, delay in filing written



statement on behalf of defendant no. 1 stands condoned. Subject to cost of Rs. 8000/- to be given to opposite party.

5. Written statement and affidavit of admission/denial filed on behalf of defendant no. 1 be taken on record accordingly.

CS(OS) 604/2023

6. Written statement and affidavit of admission/denial filed on behalf of defendant no. 1 be taken on record accordingly. As requested, let copy of documents filed with written statement by defendant no. 1 be supplied to learned counsel for plaintiff through e-mail on sharing the same within two days.

7. Written statement filed on behalf of defendant no. 2 is lying under objection. defendants no. 3 & 4 are not yet served.

8. Let fresh summons be issued to defendants no. 3 & 4 through all approved modes, including *dasti*, on taking steps on behalf of the plaintiff before next date of hearing.

9. Put up for completion of service and thereafter for pleadings in accordance with law on 13.01.2026.

**DR. JAGMINDER SINGH (DHJS)
JOINT REGISTRAR (JUDICIAL)**

SEPTEMBER 15, 2025/tp