



\$~16

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

+ **CS(OS) 544/2024**

**RAJIV GANDHI CANCER INSTITUTE RESEARCH
CENTRE (THROUGH ITS DIRECTOR)**

..... Plaintiff

Through: Dr. Lalit Bhasin, Adv. (appeared
through VC), Ms.Mansi Bajaj,
Mr. Saatvik Khurana Mr.Ajay
Pratap Singh & Ms. Vishali
Sivagnanam, Advs.

versus

**MITTAL PHARMACY THROUGH ITS DIRECTOR
MR. HITABHILASHI GUPTA**

..... Defendant

Through: Mr. Ajay Kumar, Adv.

**CORAM:
JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)**

**ORDER
16.01.2025**

%

**I.A.No.43317/2024 (under Section 151 CPC filed on
behalf of defendant for condonation of delay in filing
written statement)**

1. Learned counsel for plaintiff submits that he does not wish to file reply and he will straightaway argue the same.
2. It is averred in the captioned IA that the written statement could not be filed within stipulated period of 30 days as some time was taken to seek permission of its Board of Director. It is prayed that there is delay of 34 days in filing the written statement.



3. Arguments heard. Record perused.
4. It is an admitted fact that the defendant failed to file the written statement within stipulated period of 30 days, however, file the written statement within the extended period of 90 days thereafter. In view of the same, the captioned IA is allowed. Delay in filing written statement is condoned subject to cost of Rs.3,000/- to be paid to learned counsel for the plaintiff.
5. IA stands disposed of.

CS(OS) 544/2024

6. As per office note, vakalatnama has been filed on behalf of the defendant.
7. Written statement and affidavit of admission/denial of documents has been filed on behalf of the defendant.
8. Plaintiff is directed to file replication and affidavit of admission/denial of documents within four weeks with advance copy to the opposite side.
9. 'Joint Document Schedule' in terms of Rule 7A Chapter VII of Delhi High Court (Original Side) Rules, 2018 be filed at least a week prior to the next date. A hard copy of the Joint Document Schedule, in addition to e-filing, be also filed.
10. Re-notify the matter for admission/denial of documents on **08th April, 2025**.

MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)
JANUARY 16, 2025/nk
[Click here to check corrigendum, if any](#)