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

+ CS(COMM) 771/2022
USHA INTERNATIONAL LIMITED

..... Plaintiff

Through: Mr. Jithin M George, Adv.

versus

POOJA DUA TRADING AS NAMAN SEWING
MACHINE CO NSM CO

..... Defendant

Through: Mr. Rahul Rajput, Adv.

For D-1 & D-2 (through VC)

CORAM:

**SIDHARTH MATHUR (DHJS), JOINT REGISTRAR
(JUDICIAL)**

ORDER

01.02.2023

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The defendants no 1 and 2 have filed the e-written statement and affidavit of admission/denial on 24.01.2023.

The plaintiff shall now file the replication in due course.

List the matter before the Hon'ble Court on the date already fixed i.e. **03.02.2023** for further directions.

I.A.No. 18162/22 (under Order XXXIX Rule 1 & 2 CPC)

The counsel for defendants no 1 and 2 states that he does not wish to file a separate reply and that his written statement be treated as the reply to the injunction application. Permission granted.

I.A.No 1567/23 (under section 5 of Limitation Act for condonation of delay in filing written statement)

This is an application seeking condonation of delay occasioned in the filing of written statements by defendants



no 1 and 2. It is submitted that there has been a delay of 13 days. The counsel for the plaintiff states that the actual delay is of 20 days. Be that as it may, the written statements were filed within 120 days and there is only a minor delay beyond initial 30 days. In these circumstances, the delay is condoned. The application stands allowed.

SIDHARTH MATHUR (DHJS)
JOINT REGISTRAR (JUDICIAL)

FEBRUARY 1, 2023/PU