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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 583/2019**

SPJ CARGO PVT. LTD. Plaintiff
Through: Mr. Shanta Devi Raman with
Mr. Arihant Jain, Advocates.

versus

SARAH FOODS Defendant
Through: Mr. Karan Batura with Mr. Jayant
Chawla, Advocates.

CORAM:
HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **17.11.2022**

I.A. 13046/2021 & I.A. 12974/2021

Since there is vociferous contest by counsel on two applications for condonation of delay in filing and re-filing of the written statement on behalf of the defendant; and there seems to be serious contest as to the dates of filing of the two applications seeking condonation of delay and other documents, the Registry is directed to furnish a report clarifying the following:

- a. The date of *first* filing of the written statement on behalf of the defendant.
- b. The date of *first* filing of the application under Order VIII Rule 1 CPC seeking condonation of delay in *filing* the written statement.
- c. The date of *first* filing of the affidavit of admission/denial of documents on behalf of the defendant.



- d. The date(s) on which the written statement, affidavit of admission/denial and the application seeking condonation delay were returned under objections to the defendant.
- e. The date of filing of the application under Order VIII Rule 1 CPC seeking condonation of delay in *re-filing*.
2. Let the report be furnished before the next date; with copies to learned counsel for the parties.
3. Re-notify on 28th February 2023.

ANUP JAIRAM BHAMBHANI, J

NOVEMBER 17, 2022

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