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

+ **CS(OS) 661/2023**

CHANDEEP SINGH SAWHNEYPlaintiff

Through: Ms. Shreya Mishra, Adv.

versus

RAVINDER KUMAR AHUJA & ORS.Defendants

Through: Mr. Abhishek Singh, Mr. J. Amal
Anand and Mr. Elvin Joshy, Adv. for
D-1

CORAM:

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

ORDER

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17.07.2026

I.A. 8302/2026 (filed by D-2, 7 & 8 under Section 5 of the Limitation Act seeking condonation of 171 days delay in filing written statement)

1. Learned counsel for plaintiff already accepted the notice and submitted that she does not wish to file any reply and application may be disposed of as per law.
2. Learned counsel for defendant no. 1 also opposed the application stating that the delay is beyond the maximum extendable limit.
3. I have heard the arguments and have gone through the contents of the application.
4. At this stage, learned counsel for applicant sought some time to further argue and requested to pass-over the matter.

At 01:10 pm

5. Matter is taken up again but no one appeared for applicant despite repeated calls.



6. Passed over for awaiting the applicant.

At 02:20 pm

7. None appeared for applicant despite repeated calls either physically or through VC.

8. Learned counsel for defendant no. 1 submitted that applicant is deliberately not appearing to linger on the matter.

9. In view of the facts and circumstances and as requested by learned counsel for defendant no. 1, no further pass-over or adjournment is granted and application is hereby decided on merit.

10. I have gone through the content of the application and perused the record.

11. As per the application, the applicants appeared before the Court on 23.02.2024. However, as per office nothings, the applicants were served on 18.03.2024. The written statement was initially filed on 14.04.2025, as per the case history. Therefore, there is a delay of more than one year in filing the written statement. Even if, the contents of the application are taken, then also it has been admitted on behalf of the applicants that written statement has been filed with a delay of 171 days.

12. There are clear statutory provision as mentioned in Delhi High Court (Original Side) Rules, which provides that the written statement has to be filed within 30 days from the date of service and the period may be extended to a maximum of 120 days from the date of service if there are sufficient reasons which prevented the applicant to file the written statement within 30 days. Facts of the present case and record shows that the written statement filed by the applicants was neither filed within statutory period of 30 days



nor filed within the maximum extendable period of 120 days. Therefore, the application moved on behalf of defendant no. 2, 7 & 8 seeking condonation of delay in filing the written statement is without any merit and same stands dismissed.

13. Captioned I.A. is **disposed of**.

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14. In furtherance of order dated 23.03.2026, list the matter before the Hon'ble Court for further directions on the date already fixed i.e. 19.08.2026.

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

JULY 17, 2026/tp