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

+ RFA 630/2022

RAJENDER KISHAN GUPTA

.....Appellant

Through:

versus

SURENDER KISHAN GUPTA AND ORS

.....Respondents

Through: Ms. Devna Soni, Mr. Shubham Aggarwal, Advocates for R-8

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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16.04.2026

CM APPL. 24653/2026

1. Application under Section 5 of the Limitation Act has been filed on behalf of the Respondent No. 8 seeking condonation of delay of 03 days in filing the Written Submissions on the ground of personal difficulty of the Counsel for the Respondent No. 8.
2. In Order dated 18.03.2026, it had been clearly noted that if the Written Submissions are not filed within one week, the same shall be accepted subject to cost of Rs.15,000/-. There is therefore no requirement of filing the Application for condonation of delay since the same would be taken up on record on the payment of the cost. In fact, it is the waiver of the cost which has been sought and not the condonation of delay.
3. The Application has been cleverly drafted to seek waiver without mentioning it in the Application. These kind of tactics are obviously not appreciated. However, in the interest of justice, delay of 03 days in filing the



Written Submissions is condoned and the Written Submissions be taken on record.

4. The Application is disposed of accordingly.

NEENA BANSAL KRISHNA, J

APRIL 16, 2026

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