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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 841/2025**
GLAXO GROUP LIMITED

.....Plaintiff

Through: Ms. Ruchika Yadav (VC),
Advocate

versus

**AUBADE HEALTHCARE PRIVATE LIMITED AND
ANR**

.....Defendant

Through: Mr. Vaibhav Kush, Advocate for
D-1
Ms. Gauri Swarup (VC),
Advocate for D-2

CORAM:
JOINT REGISTRAR (JUDICIAL) Dr. AJAY GULATI

ORDER

% **21.01.2026**

**I.A. No. 1657/2026 on behalf of defendant no. 1 for
condonation of delay of 89 days in filing written statement.**

1. Issue notice. Notice accepted by Id. Counsel for the plaintiff who submits that if the delay is to be condoned, same should be subject to a reasonable cost.
2. For the reasons stated in the application, application is allowed subject to cost of Rs. 2500/-, to be paid to the plaintiff through its counsel within three weeks failing which the written statement shall be **deemed** to have been taken off the record. Delay stands condoned. Written statement of defendant no. 1 is taken on record. Replication be filed within the period permissible, as worked out from today. IA stands disposed off. Defendant no. 1 is directed to **re-file** the written statement within 5 days whereafter the Registry is directed to place the same on record.



CS(COMM) 841/2025 & I.A. No. 19808/2025 (Under Order XXXIX Rule 1 and 2 CPC).

3. On the oral request of Id. Counsel for defendant no. 1 to which Id. Counsel for the plaintiff does not object, the delay in filing reply on behalf of defendant no. 1 to IA No. 19808/2025 is condoned. Let the reply be **re-filed** within 5 days whereafter Registry is directed to place the same on record.

4. Defendant no. 2 has been served with summons on 19.09.2025. No written statement has been filed. Since the maximum permissible period to do so has expired, right to file a written statement stands closed for defendant no. 2.

5. Reply of defendant no. 2 to file reply to IA No. 19808/2025 is yet to be filed. Final opportunity is granted to file the reply within 5 days failing which right to file the reply shall stand closed without further orders.

6. Ld. Counsels for the parties submit that settlement talks are ongoing outside the Court.

7. In view of the settlement talks, be placed before the Hon'ble Court on the date already fixed i.e. 05.02.2026, for further directions.

**Dr. AJAY GULATI
(DHJS),
JOINT REGISTRAR (JUDICIAL)**

JANUARY 21, 2026/sk