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

+ **FAO(OS) 116/2025**

AJAY SHARMA & ANR.Appellants

Through: Mr. Nitesh Kumar Singh, Adv.
versus

MANU MARKANDERespondent

Through: Mr. Rajiv Aneja, Mr. Shivam
Khurana, Adv.

CORAM:

HON'BLE MR. JUSTICE VIVEK CHAUDHARY

HON'BLE MS. JUSTICE RENU BHATNAGAR

ORDER

% **06.07.2026**

CM APPL. 63416/2025 (Delay in filing) & CM APPL. 63417/2025 (Delay in re-filing)

1. The present applications have been filed by the appellant under Section 5 of the Limitation Act, 1963 read with Section 151 of Code of Civil Procedure, 1908 ("CPC") seeking condonation of delay of 37 days in filing and 84 days in re-filing the present appeal.

2. Having heard learned counsel for the appellant, sufficient cause has been shown for condoning the delay, the present applications are allowed and the delay of 37 days in filing and 84 days in re-filing is condoned.

3. Accordingly, the present applications stand disposed of.

FAO(OS) 116/2025, CM APPL. 36662/2026, CM APPL. 63418/2025 (Stay) & CM APPL. 69623/2025

4. The present appeal has been filed under Section 10(1) of the Delhi High Court Act, 1966, against the Impugned Order dated



19.03.2025 passed by the learned Single Judge of this Court in I.A. No. 7906/2016 in Test Case No. 51/2010 whereby, the learned Single Judge has dismissed the application filed under Section 148 of the CPC read with Section 151 of the CPC filed by the appellants for enlargement of time in filing the amended written statement.

5. Admit.
6. The Record of Test Case no. 51/2010 is already on record.
7. Learned counsel for the appellant prays for an adjournment to file additional evidence in the matter.
8. At request, list on 23.09.2026.

VIVEK CHAUDHARY, J

RENU BHATNAGAR, J

JULY 6, 2026/bs/sm