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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(COMM) 1157/2024

TEWATIA CONSTRUCTION PVT LTD Plaintiff

**Through: Mr. Navneet Dugar & Mr. Manoj
Kumar, Advs.**

versus

MUNICIPAL CORPORATION OF DELHI Defendant

**Through: Mr. Tushar Sannu, Adv.
Standing Counsel with Mr.
Parvin Bansal, Adv. for MCD**

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. MANISH
SHARMA, (DHJS)**

ORDER

29.05.2025

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**I.A.No.10641/2025 (under Order VIII Rule 1 r/w 151
CPC filed on behalf of the defendant for condonation of
delay in filing the written statement and affidavit of
admission/denial of documents)**

1. Learned counsel for the plaintiff submits that he does not wish to file reply.
2. It is averred in the captioned IA that the defendant was served with summons of the suit on 14/01/2025 and the plaint and documents supplied by the plaintiff were voluminous, which took time to file written statement as the documents were to be verified and instructions to be received from the department regarding the said documents. It is further averred that after preparation of written statement and affidavit of admission/denial of documents, same were sent to the Department, which also took time. It is averred that due to the aforesaid reasons, written statement could not be filed within time.



3. Heard.
4. Perusal of record shows that the defendant was served with the summons of the suit on 14/01/2025 and filed the written statement for the first time on 19/04/2025. It is admitted that the written statement could not be filed by the defendant within the stipulated period of 30 days, however, the same was filed within the extended period of 120 days. In view of the reasons mentioned in the captioned IA, the application is allowed. Delay in filing written statement and affidavit of admission/denial of documents is condoned.
5. IA stands disposed of.

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6. Delay in filing written statement and affidavit of admission/denial of the documents filed by the defendant is condoned today.
7. Perusal of record shows that written statement and affidavit of admission/denial of documents filed by defendant are lying under objection. Let appropriate steps be taken to have the same placed on record.
8. Learned counsel for the plaintiff submits that he will file replication and affidavit of admission/denial of documents within stipulated period.
9. Let the pleadings be completed as per law.
10. Re-notify the matter for completion of pleadings and admission/denial of documents on **26th August, 2025**.

**MANISH SHARMA, (DHJS)
JOINT REGISTRAR (JUDICIAL)**

MAY 29, 2025/nk

Click here to check corrigendum, if any