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

+ **CS(COMM) 1408/2025**

MYOKARDIA INC. & ANR.

.....Plaintiff

Through: Mr. Manan Mondal, Adv.
(through VC)

versus

LUCIUS PHARMACEUTICAL & ANR.

.....Defendant

Through: Ms. Priya Goyal & Ms.
Aakriti Gupta, Advs. for D-2.

CORAM:

**JOINT REGISTRAR (JUDICIAL), SUDHIR KUMAR
SIROHI (DHJS)**

ORDER

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27.04.2026

Compliance-affidavit u/O 39 Rule 3 CPC has been filed by the plaintiff, same be taken on record.

Service-affidavit has been filed by the plaintiff, vide diary no. 52031/2026 and as per same, defendant no. 1 was served on 22.01.2026 through email & through courier on 22.01.2026 while defendant no. 2 was served on 19.01.2026 through speed post & through courier on 20.01.2026. However, defendant no. 2 accepted summons before the Hon'ble Court on 23.12.2025.

Both the defendants have been duly served.

The prescribed time period to file the written statement by defendant no. 1 has not expired, therefore upon filing of written statement as per law, then replication be filed in accordance with law.

Written statement has been filed by defendant no. 2, same be taken on record.

List the matter for the completion of pleadings on **27.08.2026**.



IA No. 32497/2025 (u/O XXXI Rule 1 and 2 r/w Section 151 CPC)

Till date no reply has been filed by any of the defendant and the prescribed time period to file the reply in terms of the order of the Hon'ble Court dated 23.12.2025 has already expired. However, ld. counsel for the defendant no. 2 submits that her written statement may be treated as reply to the said IA. Submissions be taken on record. Now, ld. counsel for the plaintiff submits that his replication to the written statement of defendant no. 2 may be treated as rejoinder. Submissions be taken on record. The pleadings qua defendant no. 2 are complete.

The time period of defendant no. 1 to file the reply has already expired.

IA No. 5993/2026 (By defendant no. 2 u/O 1 Rule 10(2) of CPC r/w Section 151 CPC)

Reply is to be taken on record in terms of the IA No. 11766/2026 and rejoinder, if any be filed as per law.

IA No. 11766/2026 (By plaintiffs u/S 5 of the Limitation Act r/w Section 151 CPC seeking condonation of delay in filing reply to IA No. 5993/2026)

Issue notice. Accepted. Not opposed. Allowed. The delay in filing the reply to IA No. 5993/2026 is condoned.

The plaintiff is directed to take steps to bring his reply to IA No. 5993/2026 on record and registry is also requested to do the needful.

IA No. 11769/2026 (By plaintiffs u/S 5 of the Limitation Act r/w Chapter VII Rule 5 of Delhi High Court (Original Side) Rules &



Section 151 CPC seeking condonation of delay in filing replication to the written statement of defendant no. 2)

Issue notice. Accepted. Not opposed. Allowed. The delay in filing the replication is condoned.

The plaintiff is directed to take steps to bring his replication on record and registry is also requested to do the needful.

**SUDHIR KUMAR SIROHI (DHJS)
JOINT REGISTRAR (JUDICIAL)**

APRIL 27, 2026/jr

[Click here to check corrigendum, if any](#)