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

+ **CS(COMM) 1409/2025**

ITC LIMITED

.....Plaintiff

Through: Ms. Mamta jha, Ms. Shruttima Ehersa
and Ms. Aiswarya Debadarshan,
Advocates.

versus

ARPITA AGRO PRODUCTS PVT LTD & ORS.Defendants

Through: Ms. Swati Sukumar, Senior Advocate

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

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12.01.2026

I.A. 644/2026 (Seeking extension of time to file written statements and replies)

1. This is an application under Section 151 of CPC filed on behalf of defendants seeking extension/ enlargement of time to file written statement and replies.

2. Ms. Swathi Sukumar, learned senior counsel appears for applicant-defendants submits that since this Court had directed creation of a Confidentiality Club, the documents filed by the plaintiff which were in a sealed condition were accessible only to the counsel for the defendants and not to the defendants *per se*. She submits that unless the documents are furnished to the representative of the defendants in the Confidentiality Club, it would not be possible to file a written statement.

3. Ms. Mamta Jha, learned counsel for the non-applicant-plaintiff submits that the plaintiff does not have any objection except to state that the documents should not be made available to the persons other than the Confidentiality Club and may have to be inspected according to the terms of the Confidentiality



Club.

4. She also requests that the documents shared under the e-mail dated 03.01.2026 be deleted so as to maintain the confidentiality of the documents. Ms. Swathi Sukumar, learned senior counsel appears for applicant-defendants submits that there is no difficulty in destruction of those documents attached with the e-mail dated 03.01.2026, subject to the documents being available to the Confidentiality Club for inspection as provided in para 19 of order dated 23.12.2025.

5. Accordingly, in terms of the aforesaid submissions, three weeks as sought is granted post-inspection of the documents by the Representative of the defendants in the Confidentiality Club.

6. Accordingly, the application stands disposed of.

IA No. 32593/2025 (u/O XXXIX Rules 1&2 CPC)

7. Since time is being enlarged for filing of written statement, correspondingly, the non-applicant-plaintiff shall also be given ten days' time thereafter to file replication to the written statement and rejoinder to the IA No. 32593/2025 under Order XXXIX Rule 1 and 2 CPC.

8. List on 25.02.2026.

9. The date already fixed i.e. 27.01.2026 stands cancelled.

TUSHAR RAO GEDELA, J

JANUARY 12, 2026

Sumit