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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 18/2026

ARUN CHAUHAN & ANR.

.....Plaintiff

Through: Mr. Sanjay Aggarwal, Adv.
(appeared through VC) & Mr.
Ankit Gupta, Adv. (E-mail ID
aggarwal.sanjay1974@gmail.com &
Mobile No.9871369954)

versus

HINDUSTAN PETROLEUM CORPORATION
LIMITED & ANR.

.....Defendant

Through: Mr. Harsh Pal, Adv. for D-1
(appeared through VC)
Mr. Vijay Joshi, Adv. (appeared
through VC) & Ms. Katyayani,
Adv. for D-2 (Mobile No.
9873677817)

CORAM:
JOINT REGISTRAR (JUDICIAL) SH. SUMIT
DALAL

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ORDER
07.07.2026

**I.A.No.17126/2026 (under Order VIII Rule 1 CPC filed
on behalf of defendant no.1 seeking condonation of
delay in filing the written statement) &**

**I.A.No.15731/2026 (under Section 5 of the Limitation
Act r/w Order VIII Rule 1 CPC & Section 16 of
Commercial Courts Act, 2015 (As Amended) filed on
behalf of defendant no.2 seeking condonation of delay
in filing the written statement)**

1. Notice is issued. Notice is accepted by learned counsel



for the plaintiff. Accordingly, formal issuance of notice is waived.

2. Learned counsel for the plaintiff submits that he is not filing any reply to the captioned IAs and shall straightaway address arguments.
3. Accordingly, both the captioned IAs are taken up for arguments.
4. IA No. 17126/2026 has been filed on behalf of Defendant No. 1 seeking condonation of delay of 76 days in filing the written statement.
5. IA No. 15731/2026 has been filed on behalf of Defendant No. 2 seeking condonation of delay of 69 days in filing the written statement.
6. During the course of arguments, learned counsel for the plaintiff submits that since the written statements have been filed within the extendable outer limit of 120 days, he has no objection if the Court takes a liberal view, subject to imposition of appropriate costs upon the defendants.
7. In view of the submissions made, considering that the written statements have been filed within the permissible period of 120 days, and also taking into account the no objection given by learned counsel for the plaintiff, both IA No. 17126/2026 and IA No. 15731/2026 are allowed, subject to payment of costs of ₹5,000/- each by Defendant Nos. 1 and 2 to the plaintiff within one week from today.
8. The IAs stand disposed of accordingly.

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9. As per office note, separate written statements have



been filed on behalf of Defendant Nos. 1 and 2. However, the same have been returned under objections.

10. Vide orders passed in IA No. 17126/2026 and IA No. 15731/2026, the delay in filing the respective written statements has been condoned.
11. Accordingly, the objections, if any, relating to delayed filing stand removed. Any other objections shall be dealt with by the Registry in accordance with law.
12. Learned counsel for the plaintiff submits that copies of the written statements of Defendant Nos. 1 and 2 have not been supplied to him.
13. The said submission is vehemently opposed by learned counsel for Defendant No. 2, who submits that an advance copy of the written statement had already been supplied.
14. Be that as it may, let fresh copies of the written statements be supplied to learned counsel for the plaintiff within two days through WhatsApp and email.
15. The WhatsApp number and email address of learned counsel for the plaintiff shall be mentioned on the attendance slip and the same shall also be recorded in the attendance portion of today's order sheet.
16. It is clarified that, for the present, the period for filing replication shall be reckoned from today, as this Court has not returned any conclusive finding regarding advance service of the written statements upon the plaintiff.
17. Let the Joint Document Schedule along with its hard copy and the hard copies of the documents also be filed



at least two weeks prior to the next date of hearing.

18. List for completion of pleadings, admission/denial of documents and marking of exhibits, if any, on **04.12.2026**.

SUMIT DALAL
JOINT REGISTRAR (JUDICIAL)

JULY 7, 2026/nk