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

+ **CS(COMM) 1110/2018**

TABOOLA INDIA PRIVATE LIMITED Plaintiff

Through Ms. Sukrit Mago, Advocate

versus

ETERNO INFOTECH PVT. LIMITED Defendant

Through Ms. Suveni Bhagat, Advocate

CORAM:

SH. ANIL KUMAR (DHJS), JOINT REGISTRAR (JUDICIAL)

ORDER

% **07.12.2018**

IA No. 16709/2018 (application filed by defendant u/O VIII Rule 1 CPC for condonation of delay in filing written statement)

This application is opposed by learned counsel for plaintiff stating that there is no sufficient ground to condone the delay in filing the written statement

In the IA defendant has taken ground that defendant had to collect and collate information from several electronic records and other records and had to go through a voluminous record in order to provides its input and detailed factual comments which was the time consuming process and due to this, there was some delay in sending the comments, drafting of written statement and its finalization by the defendant. Ground taken by the plaintiff is plausible, but plaintiff is liable to be compensated for delay in proceeding on account of delay in filing written statement.

In view of grounds taken, this IA is allowed, subject to cost of Rs.

10,000/- to be paid to plaintiff.

IA stands disposed off accordingly.

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Learned counsel for plaintiff seeks four weeks time for filing replication.

List the matter before the Hon'ble Court on 17th December, 2018, the date already fixed.

ANIL KUMAR (DHJS)
JOINT REGISTRAR (JUDICIAL)

DECEMBER 07, 2018
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