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

+ **CS(OS) 237/2025**

SYED NEELAM AKHTAR

.....Plaintiff

Through: Mr. Kuldeep Kumar, Advocate with
plaintiff in person.

versus

JITENDER JAIN AND ANR

.....Defendants

Through:

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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27.01.2026

I.A. 2209/2026 (Application under Section 5 of the Limitation Act read with Section 151 CPC by the plaintiff)

1. The present application has been filed by plaintiff/applicant seeking condonation of 21 days delay in re-filing the application seeking restoration of application being IA. 2208/2026.

2. For the reasons mentioned in the application, delay of 21 days in re-filing the application is condoned.

3. Application stands disposed.

I.A. 2208/2026 (Application under Order IX Rule 4 read with Section 151 CPC seeking restoration of the suit by the plaintiff)

4. The present application has been filed by the plaintiff/applicant seeking restoration of suit, which was dismissed under Order IX Rule 3 CPC vide order dated 26.11.2025.

5. Mr. Kuldeep Kumar, learned counsel appearing on behalf of the plaintiff/applicant submits that non-appearance of the counsel on the said



date was for the reason that the counsel was assisting another Court at the time when this matter was called out.

6. In view of the above, issue notice to the defendants/non-applicants by all permissible modes, returnable on 23.04.2026.

VIKAS MAHAJAN, J

JANUARY 27, 2026/jg