

CS (COMM) 249/26
Neeraj Malhotra Vs. Mahadev Advisory

28.07.2026

Present: Sh. Ravi Thakur, Ld. Counsel for plaintiff.
Sh. Udit Thakran, Ld. Counsel for defendant. (VC)
Sh. Kamal Sehrawat, Director of defendant company
(VC)

Replication and reply to the application under Order I Rule 10 CPC filed on behalf of plaintiff.

Arguments heard on application under Order I Rule 10 CPC. Keeping in view of the settled law, the defendants no. 2 to 5 who are ARs and Directors of defendant no. 1 company and have no personal liability for the acts of company, as such, they are deleted from the array of parties. *Accordingly, under Order I Rule 10 CPC stands disposed off.*

Amended memo of parties be filed on behalf of plaintiff.

On pleadings of the parties following issues are framed:

1. Whether the defendant is also liable to pay the GST on the rent amount? OPP.
2. Whether the plaintiff is entitled for the recovery of suit amount from the defendant company? OPP
3. Whether the plaintiff is entitled for interest, if so, for which period and at what rate? OPP.
4. Relief.

No other issue arises, nor pressed for.

Matter be listed for PE on 18.08.2026 and DE on 25.08.2026. Affidavits of PWs/DWs be supplied to opposite counsel within 2 weeks from today, failing which cost of Rs. 5,000/- will be imposed on defaulting party.

**Gautam Manan
District Judge (Commercial Court)-03
South-West, Dwarka Courts, New Delhi
28.07.2026**