

M/s R. K. & Sons Jewelers Vs.
M/s Heera Jewels & Gems Pvt. Ltd.
CS (Comm.) No. 249/2025

24.03.2025

Present: Sh. Arjun Bhaskar, Ld. Counsel for the plaintiff.

Defendant is yet to be served.

Ld. Counsel for the plaintiff has filed an application under Order VII Rule 14 (3) CPC making a request to take on record certain document regarding registration of the plaintiff firm.

Heard and perused the record.

At the outset, I may mention that the provisions of Section VII Rule 14 (3) CPC are not applicable to the commercial matters filed under the Commercial Courts Act, 2015. In the interest of justice, the instant application is treated as an application under Order 11 Rule 4 CPC as applicable to the commercial matters.

The present case was instituted on 04.03.2025; defendant is yet to be served; court had raised certain queries qua the registration of the plaintiff firm and the documents sought to be placed on record are those documents which pertain to the registration of the plaintiff firm. Accordingly, the request made on behalf of the plaintiff is allowed and the documents as mentioned in the application are taken on record. The application is accordingly **disposed off**.

Issue summons of the suit as well as notice of the accompanying applications (if any) to the defendant(s) vide PF, RC, Speed Post and through e-mail as well for **23.04.2025**.

Steps be taken within **one week**.

Plaintiff is also directed to file the affidavit of service on the defendant(s).

Written Statement has to be filed by the defendant(s) within **30 days** (*extendable up to 120 days with the leave of the court and subject to terms*) from the date of service of process as per amendment **Proviso of Sub Rule (1) of Order V Rule 1 CPC** as applicable to the **Commercial Courts Act**.

Date has been given absolutely as per the convenience of Ld. Counsel for the plaintiff.

(Rajesh Kumar Goel)
District Judge (Commercial Court)-02
Central District, Tis Hazari Courts, Delhi
24.03.2025