

CS (COMM) No.: 616/24
M/s De Neers Tools Ltd.
Vs.
M/s Friends Machine Tools

23-07-2024

Pr : Sh. Pankaj Sharma, counsel for the plaintiff on VC.
Sh. Farhan Ahmed, counsel for the defendant no.1 and
Sh. Mohd. Anwar.

Summons of defendant no.1 have been sent back by the process server with the report that when he visited given address on 03-07-2024, he came across a person namely Mohd. Arib who was brother of the proprietor and he delivered him copies. To the same effect is the report on the summons of defendant no.2.

Another report from the nazarat branch is that summons were sent to the defendants on the given whatsapp number on 26-06-2024 and two ticks have appeared.

A person namely Sh. Mohd. Anwar submitted that his name is not Sh. Anwar Siddiqui and that M/s Friends Machine Tools was being run by his father Sh. Dost Mohd. and after his death he has started a new firm by the name of M/s Friends Machine Tools.

Written statement, statement of truth, affidavit of admission/ denial of documents and an application under Order VII Rule 11 CPC have been filed by the defendant no.1 with spare copy which be delivered to any person who may appears on behalf of the plaintiff. Plaintiff may file replication, affidavit of admission/ denial of documents and reply to the application

under Order VII Rule 11 CPC with advance copy to the opposite party.

Plaintiff is required to clarify on the next date in what capacity defendant no.2 Sh. Anwar Siddiqui had been impleaded and what are the documents in support of impleading him as party.

Put up this matter for above purpose and arguments on the application under Order VII Rule 11 CPC on 22-08-2024.

(UMED SINGH GREWAL)
District Judge- Commercial Court-05 (Central)
23-07-2024