

CS (COMM) No. 608/26
SUKH STEELS PRIVATE LIMITED
Vs.
ITALIA MANUFACTURERS AND TRADING & ANR.

04.06.2026

Present: Mohd. Waseem Khan, Counsel for the Plaintiff.

1. Matter is fixed for consideration.
2. At this stage, it is stated on behalf of the plaintiff that present suit may kindly be treated as an ordinary civil suit for recovery.
3. In this regard, the statement of counsel for plaintiff has been recorded separately.
4. Heard. I have perused the statement.
5. In view of the statement made by counsel for the plaintiff, **the present suit be treated as an ordinary civil suit for recovery henceforth.**
6. Let the summons of the suit for the settlement of issues be issued to the defendants on filing of PF, Speed Post and Courier. Mobile No., if any, be mentioned upon the processes.
7. As prayed, the sealed covers containing the summons and complete paper book of the case be handed over dasti to the plaintiff/counsel for putting the same in the postal transmission. The original postal receipts along with the downloaded track report from the website of India Post along with a certificate under Section 63 of Bharatiya Sakshya Adhiniyam, 2023 be placed on record by the plaintiff/counsel on the next date.

Contd...2/-

8. In case the Plaintiff has any e-mail, fax ID or mobile number (having WhatsApp/Gims/Sandes application) or any other electronic address of the defendant, the particulars of the same be filed/furnished in court by the plaintiff vide an affidavit in accordance with Rule 12 of the Delhi Court Services of Process by courier, FAX and Electronic Mail Service (Civil Proceedings) Rule, 2010.

9. If such an affidavit, verifying the correctness of the electronic addresses of defendant, is furnished, the process be sent through electronic mode as well as through the Nazarat Branch enclosing an electronic copy of the plaint and documents which will be furnished by the plaintiff. The plaintiff is also at liberty to serve the defendant through aforesaid electronic modes and affidavit of service proof be filed on the next date of hearing.

10. In terms of Rule 13, plaintiff is directed to place on record a copy of the plaint and documents in electronic format/scanned images in compliance of Rule 13 for forwarding/annexing/attaching the same with the process.

11. Requisite process fee for sending process by electronic mode in compliance of Rule 14 be also filed along with the copies as above for onward transmission to Nazarat Branch, for service through electronic mode.

12. Steps be taken within a week. Ahlmad shall issue the summons within two days of receipt of process and if plaintiff fails to take the steps within a week, on deposit of a cost of Rs.5,000/- with DLSA, Central District, process be issued if the step is taken at least seven days before the next date of hearing failing which the suit shall be dismissed for non-prosecution.

13. The defendants to file written statement alongwith statement of truth and affidavit of admission/denial of the documents attached with the plaint, as per law and not beyond 30 days from the date of service.

14. **As prayed, be put up for report of service/filing of written statement, if any/further proceedings on 09.07.2026.**

(Devendra Kumar Sharma)
District Judge (Commercial Court-03)
Central/ THC/ Delhi
04.06.2026