

14.03.2026

*Matter is taken up today as 02.03.2026 was declared a holiday.*

Present : Mr. Vinay Kumar Redhu, Ld. counsel for plaintiff.  
(Joined through VC)  
Mr. Nishant Anand, Ld. counsel for defendant.  
(Joined through VC)

Arguments heard on both the applications u/O VII Rule 14 CPC as well as u/O VI Rule 17 CPC.

Submissions heard on the application u/O VI Rule 17 CPC.

It is argued that due to inadvertence, the plaintiff has wrongly filed supporting affidavit along-with the plaint mentioning the suit as one for specific performance instead of suit for breach of contract u/s 74 of Indian Contract Act. No amendment sought in the body of the plaint.

The proceedings of the suit are at initial stage and plaintiff has not sought any amendment in the body of the plaint by way of aforesaid application. Plaintiff wishes to place on record the correct supporting affidavit mentioning the correct nature of suit therein.

In view of this Court, no prejudice will be caused to the defendant, if the correct supporting affidavit is taken on record. Therefore, the application u/O VI Rule 17 CPC is disposed of as allowed. The correct supporting affidavit filed along-with application in support of the suit is taken on record.

Arguments also heard on the application u/O VII Rule 14 CPC for placing on record certain documents.

The documents, the plaintiff seeks to file are the Court

Fee, legible copy of Cheque no.056930, legible copy of Aadhar Card of plaintiff, a certificate u/s 63 of BSA and copy of fixed deposits. It is argued that the copy of aforesaid cheque as well as plaintiff's Aadhar Card are already on record, however, since the same are not legible, plaintiff by way of instant application wishes to place on record the legible copies of those documents. It is further submitted that the copy of receipts of fixed deposits are necessary documents to prove the readiness and willingness of the plaintiff.

The plaintiff has filed the aforesaid application along-with the replication. Therefore, it cannot be said that there is undue delay in filing the aforesaid application. The proceedings of the suit are at initial stage and issues are yet not framed, therefore no prejudice shall be caused to the defendant, if the aforesaid documents are taken on record.

Accordingly, the application u/O VII Rule 14 CPC is disposed of as allowed and the documents filed along-with the said application are taken on record.

As per record, defendant has already filed the affidavit of admission-denial of documents.

However, plaintiff has not filed the affidavit of admission-denail of documents. Plaintiff is directed to file the same within four weeks from today with advance copy to Ld. counsel for defendant.

Put up on **29.07.2026** for completion of pleadings/ framing of issues/ proposed issues, if any.

(Hem Singh)  
District Judge-01  
(East)/KKD/Delhi/14.03.2026