

CS NO. 580/18
ASHISH GUPTA
VS.
M/S. SHUBHKAMNA BUILD TECH PVT. LTD.

21.09.2020

Present : Sh. Abhimanyu, Ld. Counsel for the plaintiff
through Cisco Webex hearing.

Sh. Niranjana Das, Ld. Counsel for the defendant
No. 2/Corporation Bank through Cisco Webex
hearing.

Defendant No. 1 has not joined the proceedings.

Sh. Das submits that matter is to be tried by the Ld.
Commercial Court, however, it is not clear that the matter was
filed before 03.05.2018 or thereafter. He further submits that
the regular original application has been filed before the Ld.
DRT, Delhi, with prayer that the suit is not maintainable. On
the other hand, Sh. Abhimanyu submits that suit also involves
relief of Declaration which cannot be imparted by the Ld.
Commercial Court. The matter is stated to be filed on
24.07.2018.

Put up on 20.01.2021 for disposal of the application
under Order 7 Rule 11 CPC.

Sanatan Prasad
Additional District Judge-01
(East)/KKD/Delhi/21.09.2020