

CS (COMM) No. 22/26
Viva Books Private Limited Vs. Rakesh Roy

16.04.2026

Present: Sh. Narender Vashishta and Ms. Shreya Bajpai,
Counsels for the Plaintiff.
None for the Defendant.

Matter is today fixed for report of
service/appearance/filing of W.S./citation.

In the present case, defendant has been served
through publication in daily English Newspaper 'The Hindu' and
local newspaper 'Aajkaal', both dated 12.03.2026.

However, no W.S. has been filed till date nor any
advance copy has been supplied.

Period of 30 days has already expired, however, the
period of 120 days is still there.

Let the defendant to file W.S. alongwith statement of
truth and affidavit of admission/ denial of documents within the
statutory period from the date of service alongwith appropriate
application for delay condonation with supply of advance copy to
opposite party at least one week before the next date of hearing,
failing which a costs of Rs.10,000/- shall be deposited with
DLSA, Central District.

Subject to receiving the copy of the written
statement, plaintiff to file replication, if any, and affidavit of
admission/denial of documents on or before the next date of
hearing with supply of advance copy thereof.

Contd...2/-

As prayed, be put up for report of filing of written statement/replication/affidavit of admission/denial of documents and for admission/denial, framing of issues and case management hearing and if the defendant fails to put his appearance or to file W.S., the plaintiff is at liberty to lead PE on 07.05.2026.

(Devendra Kumar Sharma)
District Judge (Commercial Court-03)
Central/ THC/ Delhi
16.04.2026