

CS (COMM) 22/26
Viva Books Private Limited Vs. Rakesh Roy

23.07.2026

Present: Sh. Narender Vashishta, Counsel for the Plaintiff
alongwith Sh. Asif Hussain, AR of the Plaintiff.

Matter is today fixed for report of filing of written statement, replication, affidavit of admission/ denial of documents, admission/ denial of documents, framing of issues and case management hearing, failing which for PE.

As per record, the defendant has been served through publication in the Newspapers 'The Hindu' and 'Aajkaal' both dated 12.03.2026. Period of 120 days has already been lapsed from the date of service, however, no written statement has been filed on behalf of the defendant till date. **Hence, opportunity of defendant to file the written statement stands closed. Since none has appeared on behalf of defendant despite repeated calls since morning, the defendant is proceeded ex-parte.**

At this stage, hard copy of the affidavit in examination in chief of witness Sh. Asif Hussain has been filed on behalf of the plaintiff today itself (e-filed on 07.05.2026).

Witness Sh. Asif Hussain is present, examined as PW1 and is discharged.

No other witness is present today.

Ld. Counsel for the plaintiff wants to examine some other witnesses.

As prayed, be put up for remaining PE on **07.08.2026**.

Steps be taken to summon the witnesses.

(Devendra Kumar Sharma)
District Judge (Commercial Court-03)
Central/ THC/ Delhi
23.07.2026