

14 CS (COMM.) 945/25
XXX v. XXX

20.01.2026 (At 11:40 a.m.)

Present: Sh. Madhav Anand, Id. counsel for plaintiff.

1. One affidavit under Order XXXIX Rule 3 CPC was filed. LC reports have been also received in sealed cover. Application under Order I Rule 10 CPC with amended memo of parties has been filed. Heard and perused.
2. Initially this suit was filed without particulars of defendant as it was John Doe case. During execution of local commission, AR of plaintiff came to know about complete particulars/names of violaters and accordingly application has been filed to furnish complete name and address of those violaters, who are sought to be impleaded as defendants in this case. Application is allowed. However, amended memo of parties shall be filed afresh giving name of defendants first.
3. Three different persons have appeared through V/C and this court could not check their identity. Though, they represented themselves to be Mr. Ajay Kumar, Mr. Santosh Kumar and Mr. Ravindra Kumar (newly impleaded defendants).
4. Summons could not be sent in their names for apparent reason that their names were not so available before this date. However, as per affidavit under Order XXXIX Rule 3 CPC, these three (3) persons were supplied copy of complete paper book along with court's order and their name is duly mentioned in the affidavit. Accordingly, the time period to file WS shall run from 27.12.2025. At the same time, all these three (3) persons appearing through V/C, submitted that due to fog many trains are

cancelled and they sought some time to come to Delhi to appear before the court. In these circumstances, the time is extended for filing the WS as well, especially in view of the fact that all the defendants are small shopkeepers and are residents of the distant place from Delhi. WS can be filed up to next date.

5. Put up on 06.02.2026. **Case title may be un-masked.** Interim order to continue.

(Pulastya Pramachala)
District Judge (Commercial Court-01),
Patiala House Courts Complex,
New Delhi/20.01.2026