

CS 114/23

SADA SYSTEMS INC Vs. CORPELSEIVE INDIA PRIVATE
LIMITED AND ORS

23.12.2024

Present: Ld. Counsel for plaintiff alongwith proposed AR Ms. Barcelona.

Ld. Counsel for defendant No. 1 to D-3.

Counsel for D-4 with D-4 through V.C.

Part arguments on application seeking deletion of D-2 to D-4 from the array of parties heard.

Part arguments on application U/O XXXVIII Rule 5 CPC also heard.

During course of arguments, it was vehemently argued on behalf of D-1 that D-1 is a company of means and can easily satisfy the claim of the plaintiff in case a decree is passed inter-alia against D-1. This fact is disputed on behalf of plaintiff who claims that D-1 may easily liquidate themselves to deny the lawful claims of the plaintiff.

Before passing any order on the application U/O XXXVIII Rule 5 CPC, D-1 is directed to file an affidavit in support of their claim made today that it can satisfy the decree, if any passed against them.

To come up for filing of the said affidavit and further arguments on the aforesaid applications on 04.02.2025.

Aashish Gupta
DJ-01/NE/KKD/DELHI
23.12.2024