

3 CS (COMM) 93/25

IDBI BANK LIMITED Vs. M/S SHREE SHYAM GARMENTS

01.07.2025

Present: Sh. Sachin Chaudhary, Ld. counsel for the plaintiff, who is appearing online on behalf of the plaintiff on CISCO Webex.

The present matter is at the initial stage. Defendant is yet to be served.

The Ld. Predecessor of this Court had directed the plaintiff to sign each and every page of the plaint. Consequently, the plaintiff has filed an application under Order VI Rule 17 CPC.

Keeping in view the fact that the present matter is at the initial stage and defendant is yet to be served, the application filed by the plaintiff under Order VI Rule 17 CPC is allowed as the same is formal in nature and nature & character of the present suit is not going to be changed.

The amended plaint is hereby taken on record. The application under Order VI Rule 17 CPC stands disposed off.

Let the defendant be served with summons for settlement of issues on filing of PF/RC/Speed Post, approved Courier service and **through all modes including electronic mode** for **21.07.2025**. Steps be taken within 7 days.

The defendant be informed to file WS within a period of 30 days from the date of service / receipt of summons (in compliance of directions issued in case titled as 'Machine Tools Aids India versus M/s GNC Infra LLP & Another' CM(M)

No. 1325/2022) with advance copy to the plaintiff and that filing of WS in commercial suit in 120 days period is mandatory and no extension can be granted. A copy of the order be also sent to defendant in terms of the decision of Hon'ble High Court of Delhi in CM(M) No. 136/2020 North Delhi Municipal Corporation Vs. M/s. Dhingra Constructions Company.

RAJ KUMAR
District Judge (Commercial Court)-01,
(SW)-Dwarka Courts, Delhi
01.07.2025