

28.02.2026

Present: Sh. Anant Rao, Ld. Counsel for the plaintiff.

Today on calling the case, the Ld. Counsel for the plaintiff has appeared in the court and sought permission to withdraw an application under Section 151 of CPC filed on dated 10.02.2026 along with list of documents.

Separate statement of the Ld. Counsel for the plaintiff to this effect has been recorded.

In view of the statement of the Ld. Counsel for the plaintiff recorded today in the court, the application under Section 151 of CPC filed on dated 10.02.2026 along with list of documents are dismissed, as withdrawn.

The matter is also fixed for consideration on another application under Section 151 of CPC filed in the court on dated 24.02.2026 along with list of documents.

I have the Ld. Counsel for the plaintiff on this application, who has submitted that earlier the plaintiff had filed the list of documents with the plaint, but due to some inadvertence, the date of legal notice was erroneously mentioned therein as 06.05.2023 in place of 10.02.2025 and further submitted that even, in the said list of documents at Sl. no. 10 thereof, the non starter report was mentioned as “original”, whereas, the plaintiff had filed attested copy thereof and submitted that along this application, he has also filed in the rectified list of documents on dated 24.02.2026 in the court, wherein the corrections to this effect have been made and

prayed for allowing this application and taking on record the rectified list of documents filed in the court on dated 24.02.2026.

Having heard to the Ld. Counsel for the plaintiff. This court has perused the record. The perusal of the record reveals that at the time of filing of the suit, the plaintiff had filed the list of documents and at Sl. No. 7 thereof, the date of legal notice was mentioned therein as 06.05.2023 and now, the plaintiff has sought to correct the date of legal notice in the said list of documents filed in the court on dated 24.02.2026, the correct date 10.02.2025 is mentioned and similarly, the plaintiff has also sought to incorporate the Non Starter Report at Sl. No. 10 of the list of documents, as the attested copy in placed of original, so, taking into consideration the submissions made by the Ld. Counsel for the plaintiff, **this application under Section 151 of CPC stands allowed** and the list of documents filed in the court on dated 24.02.2026 is taken on record.

Let the counsel for the plaintiff be heard on the plaint.
Heard the Ld. Counsel for the plaintiff. Perused the record.

Issue summons of the suit to the defendants through all modes, on taking of steps by the plaintiff within 07 working days from today with the direction to the defendants to file their written statement, statement of truth and admission/denial of affidavit within 30 days from the date of their service of summons.

The summons to be issued to the defendants are returnable on **22.04.2026**.

(PAWAN KUMAR MATTO)
DISTRICT JUDGE
(COMMERCIAL COURT)-04,
SHAHDARA, KKD, Delhi/28.02.2026