

21.05.2025

Present: Sh. Ranjan Kumar, Ld. Counsel for the plaintiff.
Defendant with Ld. Counsel Sh. J. P. Narain Gupta and Sh.
Ajay Malviya.

Heard. File perused.

Today, the case is fixed for arguments on leave to defend application.

Ld. Counsel for defendant has filed the written arguments to his leave to defend application. Same be taken on record. Copy of the same has also been supplied.

Perusal of record it reveals that the plaintiff has averred in his plaint that plaintiff is non-banking finance company having obtained a license from the Reserve Bank of India and engaged in the business of providing finance and loan in various categories. The sister concern of the plaintiff is engaged in shares trading having license from the NSE and BSE for the share trading in the name and style of M/s Vineet Securities Pvt. Ltd. The sister concern of the plaintiff i.e. M/s Vineet Securities Pvt. Ltd. has entered into a business agreement with the plaintiff company for doing arbitrage in shares through its jobbers and further allowed the plaintiff company for trading NEAT and BOLT terminals.

It is submitted by Ld. Counsel for the plaintiff that because of the working of the defendant with M/s Vineet Securities Pvt. Ltd., plaintiff has suffered a loss, whereas Ld. Counsel for defendant has submitted that the defendant was never employee with the plaintiff company i.e. M/s

Nikon Finlease Pvt. Ltd. and whatever document has been placed on record has been procured by abducting and by giving merciless beatings to the defendant, to which a separate criminal case is pending.

Having heard the submissions made by Ld. Counsel for plaintiff and after gone through the averments made in leave to defend application as well as reply of the application and after gone through the documents placed on record by the plaintiff, there are various triable issues which can be decided only after leading the evidence of parties and Ld. Counsel for plaintiff has also concede the same. Therefore, **the leave to defend application stands allowed and the suit of the plaintiff is treated as ordinary recovery suit.**

Put up for filing affidavit of admission/denial of documents and for framing of issues on **05.08.2025**.

(Satish Kumar)
District Judge-13 (Central)
Tis Hazari Courts, Delhi
21.05.2025