

8CS (COMM)1097/23
Vijay Lifters Vs. Simplex Infrastructure Ltd

13.12.2023

Present: Sh. Abhijeet Kumar, Ld. counsel for plaintiff.

Today, on behalf of plaintiff, an application under Order VI Rule 17 CPC has been filed.

It is submitted by learned counsel for plaintiff that vide said application, the applicant wishes to amend para-19 to the plaint to specifically aver the facts regarding the territorial jurisdiction of this court.

It is being submitted by learned counsel for plaintiff that since the suit is at the initial stage, no prejudice will be caused to the defendant.

Accepting the contentions of the learned counsel for plaintiff, the application seeking amendment is hereby allowed. The amended plaint has been filed on record.

Let summons of the amended suit be issued to the defendant company by all the three modes i.e. ordinary process, registered AD, speed post and approved courier DTDC as well as through all electronic modes returnable on **21.02.2024**, subject to filing of requisite process fees and taking steps within 07 working days.

The summons shall indicate that the written statement must be filed within thirty days from the date of receipt of the summons.

It is made clear that summons to be sent through registered AD/speed post/approved courier DTDC will be collected dasti by the plaintiff and will be sent by the plaintiff itself.

(Anu Grover Baliga)
District Judge (Commercial Court-04
SE/Saket/ND/13.12.2023