

CS (COMM) No. 218/26
Swastik Audiolines Pvt Ltd Vs Shree Sai Enterprise

26.02.2026

Present: Sh. Amit Rana, Counsel for the Plaintiff.

1. Matter is today fixed for consideration.
2. Hard copy of the plaint and documents have been filed today.
3. As reported, proper court fee and the Non-Starter report dated 19.09.2025 issued by DLSA, Central have been filed alongwith the plaint.
4. Heard. I have perused the record.
5. Let the summons of suit for appearance of defendant be issued in Form no.4 of Appendix B as per provision contained in Order XXXVII Rule 2(2) CPC on filing of process fee by the plaintiff, speed post and courier.
6. As prayed, the sealed covers containing the summons and complete paper book of the case be handed over dasti to the plaintiff/counsel for putting the same in the postal transmission. The original postal receipts along with the downloaded track report from the website of India Post along with a certificate under Section 63 of Bharatiya Sakshya Adhiniyam, 2023 be placed on record by the plaintiff/counsel on the next date. In case the Plaintiff has any e-mail, fax ID or mobile number (having WhatsApp/Gims/Sandes application) or any other electronic address of the defendant, the particulars of the same be filed/furnished in court by the plaintiff vide an affidavit in accordance with Rule 12 of the Delhi Court Services of Process by courier, FAX and Electronic Mail Service (Civil Proceedings) Rule, 2010.

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7. If such an affidavit, verifying the correctness of the electronic addresses of defendant, is furnished, the process be sent through electronic mode as well as through the Nazarat Branch enclosing an electronic copy of the plaint and documents which will be furnished by the plaintiff. The plaintiff is also at liberty to serve the defendant through aforesaid electronic modes and affidavit of service proof be filed on the next date of hearing.

8. In terms of Rule 13, plaintiff are directed to place on record a copy of the plaint and documents in electronic format/scanned images in compliance of Rule 13 for forwarding/annexing/attaching the same with the process.

9. Requisite process fee for sending process by electronic mode in compliance of Rule 14 be also filed along with the copies as above for onward transmission to Nazarat Branch, for service through electronic mode.

10. Steps be taken within seven days. Ahlmad shall issue the summons within two days of receipt of process and if plaintiff fails to take the steps within seven days, on deposit of a cost of Rs.5,000/- with DLSA, Central District, process be issued if the step is taken at least seven days before the next date of hearing failing which the suit shall be dismissed for non-prosecution.

11. Defendant shall file the appearance in terms of Order XXXVII Rule 2(3) CPC.

12. **As prayed, be put up for report of service/appearance on 24.03.2026.**

(Devendra Kumar Sharma)
District Judge (Commercial Court-03)
Central/ THC/ Delhi/**26.02.2026**