

M/s. Shree Jai Durge DI Cutting DIE vs. M/s. ARV Import Export (OPC) Private Limited & Ors.

CNR No.: DLSH01-000004-2025

CS (Comm.) No. 01/2025

19.12.2025

Present : Ms. Pinki Sah, Ld. Counsel for the plaintiff.
Mr. Sandeep Puri, Ld. Counsel for the defendants
(*through Video Conferencing*).

Ld. Counsel for the defendants stated that he does not wish to examine **DW-2** Ms. Ritu Gosain in DE. Accordingly, DE is closed. However, Ld. Counsel for the plaintiff filed an application under Order 11 Rule 12 read with Rule 14 CPC for seeking a direction to the defendant No. 1 to produce statement of bank account for the period from 01.02.2023 to 28.02.2023. The intent behind Order 11 Rule 12 CPC is to cut short the time of the trial and enable the parties to lead the evidence expeditiously. *Vide* the said application, the plaintiff is seeking direction to the defendant No. 1 to produce its bank record. The plaintiff could have summoned the bank record during its evidence. The prayer sought at the final end of the trial cannot be granted. Accordingly, the application under Order 11 Rule 12 read with Rule 14 CPC filed by the plaintiff is dismissed. In case the Court would feel necessity of bank statement of the defendant No. 1, the Court may summon it in exercise of its power under Section 168 of BSA. To come up for final arguments on **08.01.2026**. In the meanwhile, the parties are given opportunity to file brief written arguments alongwith case law, if any, with advance copy to the opposite party.

Sanjay Sharma-II
DJ (Commercial Court)-03
Shahdara, KKD, Delhi
19.12.2025

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