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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CS(COMM) 265/2024**

DIGI YATRA FOUNDATIONPlaintiff

Through: Mr.Ashwin Rakesh, Ms.Monali
Dutta, Mr.Saurobroto Dutta,
Advs.

versus

DATA EVOLVE SOLUTIONS PRIVATE LIMITED

.....Defendant

Through: Mr.Achuttan Sreekumar,
Mr.Rohil Bansal, Mr.Swastik
Bisarya, Advs.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

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08.07.2024

I.A. 32466/2024

1. By this application, the plaintiff prays for leave to amend the suit, primarily placing a value on the suit for the purposes of jurisdiction and Court Fee.
2. Issue notice.
3. Notice is accepted by Mr. Achuttan Sreekumar, the learned counsel for the defendant.
4. The learned counsel for the defendant, without prejudice to the rights and contentions of the defendant and without admitting the contents of the application, does not oppose the present application.
5. Since the suit is at a preliminary stage, the application is allowed.



CS(COMM) 265/2024

6. The Amended Complaint is taken on record.
7. The plaintiff shall deposit the required Court Fee within a period of one week from today.
8. The Written Statement to the Amended Complaint shall be positively filed within a period of 30 days from today. Along with the Written Statement, the Defendant shall also file the affidavit of admission/denial of the documents of the Plaintiff, without which the Written Statement shall not be taken on record.
9. Liberty is given to the Plaintiff to file the Replication thereto within a period of 15 days of the receipt of the Written Statement to the Amended Complaint. Along with the Replication, if any, filed by the Plaintiff, the affidavit of admission/denial of documents of the defendant is to be filed by the Plaintiff, without which the Replication shall not be taken on record.
10. The dates already fixed before the learned Joint Registrar (Judicial), that is, 19.07.2024 and before this Court, that is, 01.08.2024 shall stand cancelled.
11. Instead, the suit shall be listed before the learned Joint Registrar (Judicial) on 9th September, 2024 for the completion of pleadings and other compliance.

NAVIN CHAWLA, J

JULY 8, 2024/Arya/SJ

Click here to check corrigendum, if any