



\$~7

*

IN THE HIGH COURT OF DELHI AT NEW DELHI

+

RFA(COMM) 89/2023

SHAKUNTALA BHATIA

..... APPELLANT

Represented by: Mr. B.N. Gaur, Adv.

versus

SALANG INTERNATIONAL

..... RESPONDENT

Represented by:

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

HON'BLE MS. JUSTICE POONAM A. BAMBA

ORDER

%

11.05.2023

CM APPL. 24543/2023

Exemption allowed subject to just exception.

RFA(COMM) 89/2023, CM APPL. 24544/2023 (stay) & CM APPL. 24545/2023 (delay in refilling)

1. Grievance of the appellant who was defendant before the learned District Judge (Commercial Court) is that though on the main issues urged between the parties, the learned District Judge did not allow the claim of the plaintiff, however treating the tax invoices, transport invoices, etc. as the product invoices the claim of ₹2,58,939/- was allowed for which the appellant/defendant never had the opportunity to reply since the same was not claimed in the plaint.
2. Issue notice to the respondent on the appellant taking steps through e-mail, WhatsApp, speed post, courier and Dasti process returnable before this Court on 17th August, 2023.
3. Till the next date of hearing no coercive action be taken against the



appellant in any execution proceedings filed against the appellant pursuant to the decree, subject to the appellant depositing half the decretal amount i.e. ₹1,30,000/- along with interest @ 7% per annum from the date of filing of the suit till the deposit with the Registrar General of this Court within three weeks.

4. List on 17th August, 2023.
5. Order be uploaded on the website of this Court.

MUKTA GUPTA, J.

POONAM A. BAMBA, J.

MAY 11, 2023
‘ga’