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

+ **CS(COMM) 496/2022**

RESOL VINYLs AND CHLORIDES LIMITED Plaintiff
Through: Mr Rajesh Kumar and Mr Mordhwaj
Tiwari, Advs.

versus

SH JITENDER SHARMA Defendant
Through: Mr Jitender Kumar, Adv.

CORAM:
HON'BLE MR. JUSTICE JASMEET SINGH

% **ORDER**
13.02.2024

1. From the pleadings of the parties, the following issues are framed:
 - i. Whether the plaintiff has locus to file the present suit? *OPD*
 - ii. Whether there was High-Sea Sale Agreement for supply of goods between the parties? *OPP*
 - iii. Whether plaintiff is entitled to recover the amounts of Rs. 2,31,68,489/- as principal amount and Rs. 1,14,71,511/- as interest @ 18% p.a. from 11.07.2019 till the date of filing the present suit, amounting to Rs. 3,46,40,000/- from the defendant? *OPP*
 - iv. Whether the suit is barred by limitation? *OPD*
 - v. Whether the plaintiff is guilty of concealment of material facts? *OPD*
 - vi. Whether the plaintiff has any cause of action for filing the



present suit? *OPD*

vii. Relief.

2. The plaintiff will file affidavit by way of evidence and list of witnesses within four weeks.
3. List before the concerned Joint Registrar (Judicial) on 14.05.2024 for further proceedings.

JASMEET SINGH, J

FEBRUARY 13, 2024

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Click here to check corrigendum, if any