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

+ CS(OS) 338/2019 & I.A. 18000/2019 (U.O. 1 R. 10(2) r/w S. 151 CPC), I.A. 3802/2021 (Add. Document)

ADITI WASAN

..... Plaintiff

Through: Mr. Kotla Harshwardhan and
Mr. Divyank Yadav, Advs.

versus

SURINDER SINGH PAHWA

..... Defendant

Through: Mr. Arun Khosla, Adv.

CORAM:

HON'BLE MR. JUSTICE YASHWANT VARMA

ORDER

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26.04.2023

I.A.3802/2021 (Add. Document)

Dismissed as not pressed.

I.A.18000/2019 (U.O. 1R. 10(2) r/w S. 151 CPC)

The present application has been moved with the following prayers: -

“Wherefore in the premises it is most respectfully prayed that M/s. Wasan Overseas Pvt. Ltd. and Pahwa International Limited be Directed to be added in the instant suit by the plaintiff.”

From the averments which are made in the written statement filed on behalf of the defendant, it is evident that it alludes to various collateral transactions which ensued between M/s. Wasan Overseas Pvt. Ltd. and Pahwa International. The defendant was one of the Directors in Pahwa International.

It is the case of the defendant that the suit for recovery is clearly not maintainable since there were various commercial transactions which were entered into between the aforementioned two entities and the liabilities of the parties is to be governed in light of the aforesaid.

Bearing in mind the assertions which are made in the written



statement, the Court deems it fit to hold that the prayers as made in the present application are liable to be granted. Even though both M/s. Wasan Overseas Pvt. Ltd. and Pahwa International may not, strictly speaking, said to be necessary parties, their presence in these proceedings would clearly be conducive to rendering a quietus to all questions which arise.

Accordingly, the application is allowed.

CS(OS) 338/2019

Let an amended memo of parties be placed on the record by learned counsel for the plaintiff.

Let the matter be placed before the concerned Joint Registrar for completion of pleadings on 19.07.2023.

YASHWANT VARMA, J.

APRIL 26, 2023

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