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

+ CS(COMM) 471/2025, I.A. 12182/2025, I.A. 12183/2025, I.A. 12184/2025 & I.A. 12185/2025

DUGAR OVERSEAS PRIVATE LIMITEDPlaintiff

Through: Mr. J. Sai Deepak, Sr. Advocate with
Mr. Ashutosh Nagar, Mr. R.
Abhishek and Mr. Ishan Harlalka,
Advocates.

versus

ORBISIS FOOD PVT LTD & ANR.Defendants

Through: Mr. Sunil Kumar Mittal, Mr. Anshul
Mittal, Mr. Sameer Dawar, Ms.
Khushi Aggarwal, Ms. Deepshika
Anand, Mr. Sagun Tiwari, Advocates.

CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL

ORDER
14.05.2025

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I.A. 12183/2025 (u/O XI Rule 1(4) of CPC, 1908)

1. The present application has been filed on behalf of the plaintiff seeking leave to file additional documents under the Commercial Courts Act, 2015.
2. The plaintiff is permitted to file additional documents in accordance with the provisions of the Commercial Courts Act, 2015 and the Delhi High Court (Original Side) Rules, 2018.
3. Accordingly, the application is disposed of.

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I.A. 12184/2025 (u/S 12-A of the Commercial Courts Act, 2015)

4. As the present suit contemplates urgent interim relief, in light of the judgment of the Supreme Court in *Yamini Manohar v. T.K.D. Krithi*, 2023 SCC Online SC 1382, exemption from the requirement of pre-institution mediation is granted.

5. The application stands disposed of.

I.A. 12185/2025 (exemption from filing court fees)

6. Mr. J. Sai Deepak, Senior Counsel appearing on behalf of the plaintiff submits that the requisite court fees shall be paid within two (2) weeks.

6.1. Statement of counsel is taken on record.

7. The application is disposed of.

CS(COMM) 471/2025 and I.A. 12182/2025 (u/O XXXIX Rules 1 and 2 of CPC, 1908)

8. Let the plaint be registered as a suit.

9. Issue summons in the suit and notice in the present application.

10. Mr Sunil Kumar Mittal, Advocate accepts summons in the suit and notice in the application on behalf of the defendants and waives issuance of formal summons.

11. Written statement(s) to the suit and reply(ies) to the application shall be filed by the defendants within thirty days from today. Along with the written statement(s), the defendants shall also file affidavit of admission/denial of the documents of the plaintiff, without which the written statement(s) shall not be taken on record.

12. Liberty is given to the plaintiff to file replication(s), if any, within thirty days from the receipt of the written statement(s). Along with the replication(s) filed by the plaintiff, affidavit of admission/denial of the

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documents of the defendants be filed by the plaintiff.

13. Rejoinder(s), if any, to the reply(ies) to the application filed by the defendants, shall be filed within two weeks after the receipt of such reply.

14. The parties shall file all original documents in support of their respective claims along with their respective pleadings. In case parties are placing reliance on a document, which is not in their power and possession, its detail and source shall be mentioned in the list of reliance, which shall also be filed with the pleadings.

15. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the timelines.

16. List before the Joint Registrar along with CO (COMM.IPD-TM) 109/2025 on 5th August, 2025.

17. List before the Court along with CO (COMM.IPD-TM) 109/2025 on 24th September, 2025.

AMIT BANSAL, J

MAY 14, 2025

Vivek/-

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