



\$~23

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

+ **CS(COMM) 550/2022**

KRBL LIMITED

..... Plaintiff

Through Mr. Sudarshan Kumar Bansal,
Mr. Anirudh Bakhru and Mr. Nikhil Sonker,
Advocates.

versus

VIKRAM ROLLER FLOUR

MILLS LIMITED

..... Defendant

Through: Mr. Ajay Sahni, Mr. Aashish
Arora and Ms. Shrey Gupta, Advocates.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

% **21.11.2022**

I.A. 12644/2022 (Exemption)

1. Subject to the Plaintiff filing original, clear, legible, certified and vernacular copies with proper margins of the documents, which it may seek to place reliance on, within four weeks from today, exemption is granted.

2. Application is allowed and disposed of.

I.A. 12643/2022 (seeking leave to file additional documents)

3. Present application has been preferred on behalf of the Plaintiff seeking leave to file additional documents under Order XI Rule 1(4) CPC.

4. Plaintiff, if it wishes to file additional documents at a later stage, shall do so strictly as per the provisions of the Commercial Courts Act, 2015.

5. Application is allowed and disposed of.



I.A. 12645/2022 (exemption from service to Defendant)

6. Since there is an urgency in the matter and the same is being heard today, Plaintiff is exempted from serving advance notice on the Defendant.

7. For the reasons stated in the application, the same is allowed and disposed of.

I.A. 12646/2022(Section 12A of the Commercial Courts Act, 2015 seeking exemption from pre-institution mediation)

8. Present application has been preferred on behalf of the Plaintiff seeking exemption from instituting pre-litigation mediation, in accordance with Section 12A of the Commercial Courts Act, 2015.

9. This Court is of the opinion that Plaintiff is entitled to consideration of the application seeking urgent relief in the present case and is, thus exempted from instituting pre-litigation mediation.

10. Application is allowed and disposed of.

I.A. 16616/2022 (Exemption)

11. Subject to the Defendant filing original, clear, legible, certified and vernacular copies with proper margins of the documents, which it may seek to place reliance on, within four weeks from today, exemption is granted.

12. Application is allowed and disposed of.

CS(COMM) 550/2022

13. Let plaint be registered as a suit.

14. Issue summons.

15. Mr. Ajay Sahni, learned counsel enters appearance on behalf of Defendant.

16. Written statement be filed by Defendant in accordance with Rules, along with affidavit of admission/denial of the documents filed by the Plaintiff.



17. Replication thereto be filed by the Plaintiff within 15 days of the receipt of the written statement along with an affidavit of admission/denial of the documents filed by Defendant.

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

19. List before the learned Joint Registrar on 01.02.2023.

I.A. 12642/2022 (under Order XXXIX Rules 1 and 2 CPC, by Plaintiff)

20. Present application has been preferred by the Plaintiff under Order XXXIX Rules 1 and 2 read with Section 151 of the Code of Civil Procedure 1908 for grant of an *ex-parte ad-interim* injunction.

21. Issue notice.

22. Mr. Ajay Sahni, learned counsel accepts notice on behalf of the Defendant.

23. Pleadings are complete.

24. List for hearing on 07.12.2022.

JYOTI SINGH, J

NOVEMBER 21, 2022/rk