



2025:DHC:6449

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

+ **CS(COMM) 549/2021, CCP(O) 44/2022, I.A. 14177/2021, I.A. 16520/2022**

VINAY KUMAR DATT

..... Plaintiff

Through: Mr. Sandeep Bajaj, Mr. Soayib Qureshi, Mr. Rishabh Dua, Ms. Vanshika Ahlook, Advs.

versus

SHRI SUDHIR SACHDEVA & ORS.

..... Defendants

Through: Mr. Hemant Chaudhri, Mr. Shaurya Pushpam, Advs. for D-1 to 3.

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

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15.01.2024

I.A. 15508/2022

The present application has been filed on behalf of the defendants under Order XIII-A of the Commercial Courts Act for passing of summary judgment and /or Order VII Rule 11 Read with Section 151 of CPC for dismissal of the suit with the following prayer:

“a. Pass a summary judgment in favour of the Defendants and against the Plaintiffs thereby dismissing the suit; and / or

b. Pass a judgment thereby rejecting the Plaint as being barred under law.

C. Pass any other or further relief, which this Hon'ble Court may deem fit, just and proper, in the facts and circumstances of the case, in favour of the Defendants and against the Plaintiffs.”

Issue notice.



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Learned counsel for the plaintiff has accepted the notice.

Let the reply be filed within two weeks with an advance copy to the learned counsel for the defendants.

Rejoinder, if any, be also filed within two weeks thereafter.

Let the matter be listed for arguments along with the remaining I.As. on 19.02.2024.

I.A. 24677/2023

The present application has been filed on behalf of the defendants under Order XI Rule 10 of CPC for permission to place on record additional documents with an affidavit.

Learned counsel for the plaintiff has fairly submitted that he has no objection if the same is allowed.

In view of the submissions made, the application is allowed.

Let the additional documents along with the affidavit be brought on record.

In view of the above, the present application stands disposed of.

I.A. 23630/2023

The present application has been filed under Section 151 CPC seeking an early hearing of I.A. 16520/2022 filed under Order XXXIX Rule 10 Read with Section 151 CPC.

As the date has been fixed for arguments on I.As. is 19.02.2024.

In view of the above, the present application stands disposed of.

DINESH KUMAR SHARMA, J

JANUARY 15, 2024/AR..