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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 567/2021 & I.A. 14683/2021, I.A. 3809/2022, I.A. 3932/2022**

NOVATEUR ELECTRICAL & DIGITAL SYSTEMS PVT LTD

..... Plaintiff

Through: Mr. Hemant Singh, Mr. Shakti
Priyan Nair and Ms. Pragya Jain, Advs.

versus

V-GUARD INDUSTRIES LTD

..... Defendant

Through: Mr. Sachin Gupta, Ms. Jasleen
Kaur, Ms. Swati Meena, Ms. Yashi Agrawal
and Mr. Rohit Pradhan, Advs.

CORAM:

HON'BLE MR. JUSTICE C.HARI SHANKAR

ORDER

21.12.2022

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I.A. 3809/2022 (u/o VI Rule 17)

1. By way of this application defendant seeks to amend the written statement originally filed by the defendant by way of response to the plaint instituted by the plaintiff.

2. The law relating to amendment of pleadings at a stage prior to commencement of trial is extremely liberal. One may refer to the recent decision of the Supreme Court in *LIC v. Sanjeev Builders Pvt. Ltd*¹, which I have had occasion to follow in *Amit Bansal v. CHS Power*

¹ 2022 SCC OnLine SC 1128
CS(COMM) 567/2021



3. Mr. Hemant Singh, very fairly, submits that, in order that hearing of his Order XXXIX Rules 1 and 2 application is not held up, the amendment may be allowed but he may be permitted to place an amended replication on record. He is permitted to do so before the next date of hearing.

4. The application is disposed of in the aforesaid terms.

I.A. 3932/2022

5. This application on the part of the defendant seeks permission to place additional documents on record.

6. For the reasons stated in the application, the application is allowed. The additional documents filed be taken on record.

I.A. 14683/2021

7. Re-notify on 4th January 2023 for hearing and disposal.

C.HARI SHANKAR, J

DECEMBER 21, 2022/AR

² 2022 SCC OnLine 2950
CS(COMM) 567/2021