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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(COMM) 752/2022 & I.A. Nos. 17571/2022 & 17572/2022
M/S D.K. METALS AND ALLOYS FZC Plaintiff
Through: Mr. Nishant Solanki, Advocate.
(M): 9958165146
versus
M/S DWARKESH ALLOYS PVT LTD & ANR..... Defendants
Through: None.
CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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31.10.2022

[Physical Hearing/Hybrid Hearing]

I.A. No. 17571/2022 (Application under Section 151 CPC seeking exemption from filing true typed, translated, typed and original copies of annexures)

1. This is an application seeking exemption from filing true typed, translated, typed and original copies of annexures.
2. Recording the plaintiff's undertaking that inspection of original documents shall be given, if demanded, or that the original documents shall be filed prior to the stage of admission/denial, the exemption is allowed.
3. The plaintiff is directed to file clear copies and typed version of hand written documents within four weeks.
4. Application is disposed of.

I.A. No. 17572/2022 (Application under Section 151 CPC for condoning delay of 30 days in re-filing the present petition after removal of objections)

5. The present is an application on behalf of plaintiff under



Section 151 CPC for condoning delay of 30 days in re-filing the present petition.

6. Considering the submissions made in present application, delay of 30 days in re-filing the present suit after removal of objection is condoned.

7. Application is disposed of.

CS(COMM) 752/2022

8. Let the plaint be registered as a suit.

9. Issue summons to defendants through all modes upon filing of process fee.

10. The summons to defendants shall indicate that a written statement to plaint shall be positively filed within 30 days from date of receipt of summons. Along with the written statement, the defendants shall also file an affidavit of admission/denial of documents of plaintiff, without which written statement shall not be taken on record.

11. Liberty is given to plaintiff to file a replication within 15 days of receipt of the written statement. Along with the replication, if any, filed by plaintiff, an affidavit of admission/denial of documents of defendants, be filed by the plaintiff, without which the replication shall not be taken on record.

12. List before Joint Registrar for marking of exhibits on 5.12.2022.

MINI PUSHKARNA, J

OCTOBER 31, 2022

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