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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(OS) 691/2023 & I.As.21516-19/2023, 30951/2024**

SHRI DIVAKAR SHARMA Plaintiff

Through: Mr. M. Dutta & Mr. Aditya Guha,
Adv. (M:9810062932).

versus

SHRI LALIT MOHAN SHARMA Defendant

Through: Dr. Bharat Bhushan Parsoon, Sr. Adv
with Mr. Ananta Prasad Mishra, Ms.
Sonam Priya, Mr. Ayush Kumar
Singh, Ms. Aditi Singh, Adv. along
with Defendant in person. (M:
7895642755)

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **29.05.2024**

1. This hearing has been done through hybrid mode.

I.A. 21518/2023 & 30951/2024 (for exemption)

2. These are applications filed by the Plaintiff seeking exemption from filing originals/certified/cleared/typed or translated copies of documents, proper margins, electronic documents, etc. Original documents shall be produced/filed at the time of Admission/Denial, if sought, strictly as per the provisions of the Commercial Courts Act, 2015 and the DHC (Original Side) Rules, 2018.

3. Exemption is allowed, subject to all just exceptions. Accordingly, the applications are disposed of.

CS(OS) 691/2023 & I.As. 21516/2023, 21517/2023, 21519/2023

4. The written statement has come on record. Let the replication be filed within the timelines prescribed. The joint document schedule shall also be



filed and the admission/denial be completed before the Joint Registrar on 20th August, 2024.

5. Mr. Parsoon, Id. Sr. Counsel submits that the Defendant is willing to place a proposal on record. Let a copy of the same be served upon Id. Counsel for the Plaintiff, who may respond to this proposal. The said proposal is taken on record.

6. It is submitted on behalf of the Defendant that in respect of the Vasant Vihar property, mentioned as B-3/24, Vasant Vihar, New Delhi -110057, the same was under tenancy with an MNC. However, since the MNC has vacated the property, the property is vacant. The Defendant is accordingly free to explore prospective tenants for the said property. Upon finalisation of the same, the Defendant shall place the details of the draft lease deed on record, upon which the Court would permit the said property to be rented out subject to the condition that 50% of the rental amount after deduction of taxes shall be paid to the Plaintiff, as is stated to have been done in the past.

7. If any renovations or repairs are to be carried out in the suit property to make it marketable, any expenses incurred shall be borne equally by the parties. The expenses to be incurred shall first be communicated to the Plaintiff by the Defendant, and consent shall be obtained before carrying out the renovation in the said property.

8. List before the Joint Registrar on 20th August, 2024.

9. List before Court on 16th October, 2024.

PRATHIBA M. SINGH, J.

MAY 29, 2024

dj/dn