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

+ **TR.P.(C.) 187/2023 and CM APPL. 61639/2023 (stay)**

ANKIT PURI & ANR.

..... Petitioners

Through: Mr. Abhik Chimni and Mr.
Saharsh Saxena, Advs. with Petitioner 1 in
person

versus

NIMIT JAIN

.... Respondent

Through: Mr. Ankur Bhasin, Adv.

CORAM:

HON'BLE MR. JUSTICE C. HARI SHANKAR

ORDER

30.01.2024

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TR.P.(C.) 187/2023

1. This is a petition at the instance of the defendant in CS 272/2019, which is presently pending before the learned Additional District Judge (“the learned ADJ”), Karkardooma District Courts, seeking transfer of the matter to the Commercial Court.

2. Mr. Ankur Bhasin, learned Counsel for the respondent (the plaintiff before the learned ADJ) submits that no objection to the effect that the suit instituted by his client was a commercial suit has been taken in the written statement filed by the petitioners and that, therefore, the petitioners cannot directly approach this Court in a Section 24 petition seeking transfer of the suit to a Commercial Court.

3. Mr. Chimni seeks some time to place the written statement filed

TR.P.(C.) 187/2023

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by way of response to the suit on record. He is permitted to do so under cover of an appropriate affidavit within two weeks.

4. Renotify on 6 March 2024.

C.HARI SHANKAR, J

JANUARY 30, 2024

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Click here to check corrigendum, if any