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

+ CS(OS) 65/2018

VLS COMMODITIES PRIVATE LIMITED Plaintiff
Through Mr.Jatinder Cheema and Mr.Akshat
Razdan, Advs.

versus

LATE SOMESH MEHROTRA THROUGH (SADHNA
MEHROTRA) & ORS Defendants
Through Mr.Siddharth Sharma and Ms.Shruti
Arora, Adv. for D-1 & 2.
Ms.Ritu Gupta, Adv. for D-3.
Mr.Hemant Gupta, Adv. for D-4.

CORAM:
HON'BLE MR. JUSTICE JAYANT NATH

% **ORDER**
30.04.2019

IA No. 16382/2018 (u/O 7 R 1 A CPC)

This application is filed seeking to place on record additional documents which have been filed vide index dated 16.11.2018.

The present suit is filed by the plaintiff for a recovery of an amount of Rs.4,18,61,406/- against the defendants. It has been stated that in 2007-08 certain loans were advanced to Late Sh.Somesh Mehrotra by the plaintiff. There is also another dispute pending regarding shareholding of VLS Capital Ltd.

Sh. Somesh Mehrotra is said to have died on 22.08.2015. It is the case of the defendant that the present suit is engineered by the brother of Late



Sh.Somesh Mehrotra, namely, Sh. Vikas Mehrotra and sister Ms.Divya Mehrotra and is directed against the widow and minor daughter of defendant No.1 Late Sh.Somesh Mehrotra.

It is pleaded that after Sh.Somesh Mehrotra expired, the defendants had difficulty in locating some of the documents. Hence, they delay in filing the documents.

A perusal of the documents proposed to be filed shows that they are mostly the record pertaining to the plaintiff company. In my opinion, no prejudice is caused to the plaintiff in case the documents are brought on record.

Further, the defendants have explained the reason why the documents have been filed now after the framing of issues. The reasons appear bona fide.

In view of the above, the application is allowed. The said documents are taken on record.

The plaintiff may file an affidavit of admission/denial of documents within four weeks from today.

The application stands disposed of.

IA No. 6054/2017

This application is filed under Order 39 Rules 1 and 2 CPC.

On 17.05.2017 when the matter came up for hearing, the court directed status quo regarding the balance 23,85,530 shares owned by late Sh.Somesh Mehrotra in defendant No.4 Company.

Learned counsel for defendants No. 1 and 2 states that they will maintain status quo regarding the title of the shares till the pendency of the suit. This is subject to the orders passed by this court on 09.08.2018.



Taking the above statement on record, the present applications stands disposed of.

IA No. 2604/2019

List for arguments on 14.08.2019.

JAYANT NATH, J

APRIL 30, 2019/rb