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

+ **CS(COMM) 104/2024**

BHL FOREX AND FINLEASE LIMITED

.....Plaintiff

Through: Mr. Vipin Nandwani, Adv.

versus

INDINA ENERGY EXCHANGE LTD

.....Defendant

Through: Mr. Mayank Arora & Mr. Abhinav
Agrawal, Advs. (through VC).

CORAM:

**JOINT REGISTRAR (JUDICIAL) SH. DEVENDER
KUMAR GARG (DHJS)**

ORDER

30.01.2025

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Proceedings are being conducted through hybrid mode.

CS(COMM) 104/2024

1. Perusal of record shows that written statement alongwith affidavit of admission/denial of documents were already filed on behalf of defendant.
2. Perusal of record further shows that replication alongwith affidavit of admission/denial of documents were already filed on behalf of plaintiff.
3. As per office noting, it has been reported by the Registry that the replication was initially filed by plaintiff vide diary no.3962779/2024 on 20.09.2024 and it was returned under objection on 21.09.2024 and after that the same was re-filed on 25.9.2024. It is further reported that the replication and affidavit of admission/denial were passed on 27.9.2024.



4. Application for condonation of delay in filing replication stated to be filed on behalf of the plaintiff vide diary no.4121759/2024 has not come on record till date. Let appropriate steps be taken as per law.
5. Ld. Counsel for defendant has submitted that he has received copy of application for condonation of delay in filing replication yesterday only.
6. Ld. Counsel for defendant has submitted that judgment has been passed on 04.11.2024 in CS(COMM) 325/2022 by Ld. District Judge (Commercial) in favour of the defendants herein and in view of the same, the captioned suit would not be maintainable. However, Ld. Counsel for plaintiff has submitted that reliefs in both the suits are entirely different. Ld. Counsel for defendant submits that he will take appropriate steps by moving appropriate application.
7. Let the pleadings be completed as per law.
8. Re-notify the matter for completion of pleadings and further proceedings on **01st May, 2025**.

DEVENDER KUMAR GARG (DHJS)
JOINT REGISTRAR (JUDICIAL)

JANUARY 30, 2025/v

Click here to check corrigendum, if any