



\$~21

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

+ **CS(COMM) 816/2024 & I.A. Nos. 39956/2024 & 39957/2024**

MR ANIRUDH SINGH & ANR.

.....Plaintiffs

Through: Mr. Umang Tyagi with
Ms. Shambhavi Sharma and Ms. Aditi
Kapoor, Advocates.
(M): 9999178173
Email: office@umangtyagi.com

versus

XIAOMI TECHNOLOGY INDIA PRIVATE LIMITED.....Defendant

Through: Ms. Julien George with Ms. Anu
Paarcha, Mr. Arjun Gadhoke, Mr.
Avijit Kumar, Ms. N. Parvati and Ms.
Suboshree Sil, Advocates.
(M): 8943728551
Email: n.parvati@saikrishnaassociates.com

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

%

20.09.2024

I.A. 39957/2024 (Exemption from filing original and certified copies of documents)

1. The present is an application under Section 151 of the Code of Civil Procedure, 1908 ("CPC"), on behalf of the plaintiffs, seeking exemption from filing pleadings with proper margins, originals documents/certified copies, typed copies/documents with appropriate margin and English translation.
2. Exemption is granted, subject to all just exceptions.



3. Plaintiffs shall file legible, clear, and translated copies of the documents, on which the plaintiffs may seek to place reliance, before the next date of hearing.

4. Accordingly, the present application is disposed of.

I.A. 39956/2024 (Application seeking leave to file additional documents)

5. This is an application under Order XI Rule 1(4) read with Section 151 CPC as amended by the Commercial Courts Act, 2015, seeking leave to file additional documents.

6. The plaintiffs, if they wish to file additional documents at a later stage, shall do so strictly as per the provisions of Commercial Courts Act, 2015, and the Delhi High Court (Original Side) Rules, 2018.

7. The application is disposed of, with the aforesaid directions.

CS(COMM) 816/2024

8. Learned counsel appearing for the plaintiffs submits that the Pre-Litigation mediation between the parties, has already failed.

9. Accordingly, let the plaint be registered as suit.

10. Issue summons. Summons is accepted by learned counsel appearing for the defendant. Let written statement be filed by the defendant within thirty days from today. Along with the written statement, the defendant shall also file affidavit of admission/denial of the plaintiffs' documents, without which, the written statement shall not be taken on record.

11. Liberty is given to the plaintiffs to file replication within thirty days from the date of receipt of the written statement. Further, along with the replication, if any, filed by the plaintiffs, an affidavit of admission/denial of documents of the defendant, be filed by the plaintiffs, without which, the replication shall not be taken on record. If any of the parties wish to seek



inspection of the documents, the same shall be sought and given within the timelines.

12. List before the Joint Registrar (Judicial) for marking of exhibits, on 11th November, 2024.

13. List before the Court on 21st January, 2025.

MINI PUSHKARNA, J

SEPTEMBER 20, 2024

C