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

+ **CS(COMM) 859/2024**

M/S SAI SHREEJA CARS PVT. LTD.Plaintiff

Through: Ms. Smita Maan, Mr. Vishal Maan
and Mr. Kartik Dabas, Advs.

versus

**SH. MOHINDER KUMAR SACHDEVA, PROP OF M/S PUNJAB
NATIONAL PRESSDefendant**

Through: Mr. Jaspreet Singh Rai, Mr. Mohit
Khanna and Mr. Swetabh Kumar,
Advs.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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04.10.2024

I.A. 41111/2024 (filed by plaintiff under Section 151 CPC seeking exemption from filing the original documents)

1. This is an application seeking exemption from filing original documents on behalf of plaintiff. Original documents shall be produced/filed, if sought, strictly as per the provisions of the DHC (Original Side) Rules, 2018.
2. Exemption is allowed, subject to all just exceptions.
3. The application is allowed and disposed of.

I.A. 41110/2024 (filed by plaintiff under Section 12A (1) of Commercial Courts Act, 2015)



4. Issue notice.
5. The learned counsel appearing on behalf of the defendant accepts notice.
6. Let reply to the application be filed within a period of four weeks.
7. Rejoinder thereto, if any, be filed within a period of two weeks thereafter.
8. List before Court on 25.11.2024.

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9. The plaint be registered as a suit.
10. Issue summons to the defendant. Learned counsel appearing on advance service accepts summons on behalf of defendant and waives the service of formal summons.
11. The written statement be filed within thirty days from today. The defendant shall also file an affidavit of admission/denial of the documents filed by the plaintiff, failing which the written statement shall not be taken on record.
12. The plaintiff is at liberty to file replication thereto within thirty days after filing of the written statement. The replication shall be accompanied by affidavit of admission/denial in respect of the documents filed by the defendant, failing which the replication shall not be taken on record.
13. It is made clear that any unjustified denial of documents may lead to an order of costs against the concerned party.
14. Any party seeking inspection of documents may do so in accordance with the Delhi High Court (Original Side) Rules, 2018.



15. List before the learned Joint Registrar for completion of service, pleadings, admission/denial of documents and marking of exhibits on 09.12.2024.

16. At this stage, the learned counsel for the parties jointly submits that there is a possibility of amicable resolution to the dispute in case the matter is referred to the mediation.

17. Accordingly, matter is referred to mediation under the aegis of Delhi High Court Mediation & Conciliation Centre on 08.10.2024 at 3.00 p.m.

18. List before Court for reporting of settlement, if any, on 25.11.2024.

I.A. 41109/2024 (filed by plaintiff under Order XXXIX Rules 1 & 2 read with Section 151 CPC seeking *ex parte ad interim* injunction)

19. Issue notice.

20. The learned counsel appearing on behalf of the defendant on advance service accepts notice. He, on instructions, submits that the defendant will not create any third party interest in the suit property till the next date of hearing. The statement is taken on record.

21. Let reply to the application be filed within a period of four weeks.

22. Rejoinder thereto, if any, be filed within a period of two weeks thereafter.

23. List before learned Joint Registrar for completion of service and pleadings on 09.12.2024.

24. List before Court on 25.11.2024.

VIKAS MAHAJAN, J

OCTOBER 4, 2024/N.S. ASWAL