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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 868/2024 & I.A. Nos. 41238/2024 & 41239/2024**
MR ANIRUDH SINGH & ANR.Plaintiffs

Through: Mr. Umang Tyagi with Ms. Nikita
Anand, Advocates.
(M): 9999178173
Email: office@umangtyagi.com

versus

VIVO MOBILE INDIA PRIVATE LIMITEDDefendant
Through: Ms. Julien George with Mr. Avijit
Kumar and Ms. N. Parvati,
Advocates.
(M): 8943728551
Email: n.parvati@saikrishnaassociates.com

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER
04.10.2024

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I.A. 41239/2024 (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, original 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 plaintiff may seek to place reliance, before the next date of hearing.

4. Accordingly, the present application is disposed of.

I.A. 41238/2024 (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.

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8. Let the plaint be registered as suit.

9. Issue summons to the defendant.

10. Summons is accepted by learned counsel appearing for the defendant.

11. Let the written statement be filed by the defendant within statutory period. 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.

12. Liberty is given to the plaintiff to file replication within statutory period 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.



13. List before the Joint Registrar (Judicial) for marking of exhibits, on 28th November, 2024.
14. List before the Court on 28th January, 2025.

MINI PUSHKARNA, J

OCTOBER 4, 2024

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