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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CM(M) 3558/2024 & CM APPL. 59018/2024**
AJAY BAJAJ, PROPRIETOR OF S.K. PRINT PROCESS

Through: Mr. Surjeet Singh Malhotra,
Advocate.Petitioner

versus

AMISEE EDUCATIONAL AIDS LLP & ORS.

Through: None.Respondent

CORAM:
HON'BLE MR. JUSTICE MANOJ JAIN

ORDER
07.10.2024

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CM APPL. 59019-59020/2024 (Exemption)

Exemption allowed, subject to all just exceptions.

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1. The petitioner is plaintiff before the learned Trial Court and has filed a suit seeking recovery.
2. The suit is commercial in nature.
3. During the course of the proceedings, the plaintiff prayed for summary judgment by moving an application under Order XIII A CPC. Such application has been dismissed.
4. According to plaintiff, the stand taken by the defendants to that effect that the goods were not of the requisite quality is false and, therefore, there was no real prospect for them to successfully defend the claim in question.

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5. Moreover, the alleged ground of there being defect in the books in question, was raised belatedly.
6. Issue notice to the respondents through all permissible modes, returnable on 28th March, 2025. Notice be also issued through counsel.

MANOJ JAIN, J

OCTOBER 7, 2024/ss