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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ CS(COMM) 935/2024 & I.A. 43168/2024, I.A. 43169/2024, I.A.  
43170/2024, I.A. 43171/2024

SALMAN IQBAL AHMED MOMIN & ANR. ....Plaintiffs

Through: Ms. Swathi Sukumar, Mr. Gautam  
Panchal, Mr. Deepank Singhal and  
Ms. Anchal Raghuwanshi, Advocates  
Mob: 9340158443

versus

ZENTIC PHARMACEUTICAL & ANR. ....Defendants

Through: Ms. Varnika Bajaj, Advocate  
(through VC)

**CORAM:**  
**HON'BLE MS. JUSTICE MINI PUSHKARNA**

% **ORDER**  
**24.10.2024**

**I.A. 43170/2024 (Exemption from filing original and clear copies of documents)**

1. The present application has been filed under Section 151 of the Code of Civil Procedure, 1908 ("CPC"), on behalf of the plaintiff, seeking exemption from filing original/certified copies and/or clean/typed/translated/legible copies with proper margin of documents.
2. Exemption is granted, subject to all just exceptions.
3. Plaintiff shall file original/certified copies and/or clean/typed/translated/legible copies with proper margin of documents, on



which the plaintiff may seek to place reliance, before the next date of hearing.

4. Accordingly, the present applications are disposed of.

**I.A. 43171/2024 (Exemption from instituting Pre-Institution Mediation)**

5. The present is an application under Section 12A of the Commercial Courts Act, 2015, read with Section 151 of CPC, seeking exemption from undergoing Pre-Institution Mediation.

6. Having regard to the facts of the present case and in the light of the judgment of Supreme Court in the case of *Yamini Manohar Versus T.K.D. Keerthi*, 2023 SCC OnLine SC 1382, and Division Bench of this Court in *Chandra Kishore Chaurasia Versus RA Perfumery Works Private Ltd.*, 2022 SCC OnLine Del 3529, exemption from attempting Pre-Institution Mediation, is granted.

7. Accordingly, the application stands disposed of.

**I.A. 43169/2024 (Application seeking leave to file additional documents)**

8. 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.

9. The plaintiff, if it wishes 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.

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

**CS(COMM) 935/2024**

11. Issue summons. Summons is accepted by learned counsel appearing for the defendants.

12. Let written statement be filed by the defendants within thirty days



from the date of receipt of summons. Along with the written statement, the defendant shall also file affidavit of admission/denial of the plaintiff's documents, without which, the written statement shall not be taken on record.

13. Liberty is given to the plaintiff 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 plaintiff, an affidavit of admission/denial of documents of the defendants, be filed by the plaintiff, 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.

14. List before the Joint Registrar (Judicial) for marking of exhibits, on 20<sup>th</sup> December, 2024.

15. List before the Court on 16<sup>th</sup> December, 2024.

**I.A. 43168/2024**

16. List before the Court on 16<sup>th</sup> December, 2024.

**MINI PUSHKARNA, J**

**OCTOBER 24, 2024**

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