



\$~68

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

+ CM(M) 3779/2024

ARJUN KUMAR

.....Petitioner

Through: Mr. Arpit Goel & Ms. Deeksha
Gupta, Advs.

versus

PARVEEN KUMAR GARG

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

% **16.12.2024**

CM APPL. 65157/2024 (Exemption)

Allowed, subject to all just exceptions.

Application stands disposed of.

CM(M) 3779/2024 & CM APPL. 65156/2024 (Stay)

1. Respondent filed a suit for recovery against the petitioner.
2. Petitioner filed an application under Order VII Rule 11 CPC objecting to the territorial jurisdiction on the ground that the respondent carries on business at Madhya Pradesh and the cause of action arose outside Delhi, but the said application was dismissed by the Court on 25.10.2024.
3. Learned counsel submits that the agreement was for the supply of 3000 metric tons of fuel oil to the respondent @ Rs 40,000 per metric ton. The fuel was to be supplied from a port in Gujarat to a place at Bahardurgarh, Haryana, which is the respondent's place of business.



However, despite the lack of jurisdiction, the suit was filed before the Court at Delhi.

4. Issue notice to the respondent by all permissible modes, subject to taking necessary steps, returnable on 17.04.2025.

RAVINDER DUDEJA, J

DECEMBER 16, 2024
sk