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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ CS(COMM) 1151/2024 & I.A. 48792/2024, I.A. 48793/2024, I.A.  
48794/2024, I.A. 48795/2024  
FDC LIMITED .....Plaintiff

Through: Ms. Shwetasree Majumder, Mr.  
Prithvi Singh, Mr. Prithvi Gulati and  
Mr. Ritwik Marwaha, Advs.  
M: 9911167179  
Email:  
litigation@fiduslawchambers.com

versus

GUJARAT TERCE LABORATORIES LIMITED .....Defendant  
Through: Mr. J. Sai Deepak, Sr. Adv. with Mr.  
Vinay P. Tripathi, Ms. Pooja  
Acharya, Mr. B. Shravanth Shanker,  
Mr. Shivam Kunal and Mr. Nilesh  
Nayak, Advs.  
M: 9811653519

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

% **ORDER**  
**20.12.2024**

**I.A. 48795/2024 (Exemption from filing original and clear copies of documents)**

1. The present is an application under Section 151 of the Code of Civil Procedure, 1908 ("CPC"), on behalf of the plaintiff, seeking exemption from filing original, clear copies and documents with proper margins.



2. Exemption is granted, subject to all just exceptions.
3. Plaintiff 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. 48793/2024 (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. Issue notice to the defendant, returnable on the next date of hearing.

**I.A. 48794/2024 (Application seeking leave to file additional documents)**

7. 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.
8. The plaintiff, if 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.
9. The application is disposed of, with the aforesaid directions.

**CS(COMM) 1151/2024**

10. Let the plaint be registered as suit.
11. Issue summons. Summons is accepted by learned counsel appearing for the defendant. The written statement be filed by the defendant within thirty days, from today. Along with the written statement, the defendant shall also file an affidavit of admission/denial of the plaintiff's documents, without which, the written statement shall not be taken on record.
12. 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 defendant, 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.

13. List before the Joint Registrar (Judicial) for marking of exhibits, on 10<sup>th</sup> February, 2025.

14. List before the Court on 3<sup>rd</sup> February, 2025.

**I.A. 48792/2024 (Application under Order XXXIX Rules 1 and 2 CPC)**

15. Issue notice.

16. Notice is accepted by learned counsel appearing for the defendant.

17. Let reply be filed within a period of four weeks.

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

19. List before the Court on 3<sup>rd</sup> February, 2025.

**MINI PUSHKARNA, J**

**DECEMBER 20, 2024/ak**