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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 1222/2018 & I.A. 4836/2024**
COMMUNICATION COMPONENTS ANTENNA INC.

..... Plaintiff

Through: Mr. J. Sai Deepak, Mr. Mohit Goel,
Mr. Sidhant Goel, Mr. Deepankar
Mishra, Mr. Aditya Goel and Mr.
Vivek, Advs.

versus

ACE TECHNOLOGIES CORP. AND ORS. Defendants
Through: Mr. Shubham Kaushik, Adv.

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
29.02.2024

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I.A. 4836/2024 (under Order VIII (1A) (3) read with Section 151 of the Code of Civil Procedure, 1908)

1. This application has been filed seeking leave to file additional documents which are listed in para 3 of the application. A perusal of the same would show that these documents are dated 15th June, 2023, 14th March, 2007, 11th January, 2012, 01st October, 2013. The written statement by defendants was filed in 2019, pursuant to which the replication was filed in February 2020, and issues were framed by the Court on 30th November, 2023 and, in fact, on the last occasion, on 26th February, 2024 an additional issue was also framed by this Court.

2. Defendant has not exercised its right to file or disclose all the documents in support of their case in time and as per the relevant provisions



of the Commercial Courts Act, 2015 this cannot be permitted at this stage, particularly when the Local Commissioner has to start recording of evidence on 07th March, 2023.

3. Additionally, there is no averment in the said application to state whether these documents were available to defendants at any point of time and how they came in possession of these documents at this stage or what prevented them from filing these documents earlier.

4. Accordingly, the application is dismissed.

5. Order be uploaded on the website of this Court.

ANISH DAYAL, J

FEBRUARY 29, 2024/MK