

CS (Comm) No. 229/19

26.07.2019

Present: Sh. Suraj Kumar Id. Counsel for the plaintiff
with AR of plaintiff in person

Fresh commercial suit for recovery of money was filed on 05.07.2019. Accordingly, the payments made only after 05.07.2016 can be claimed by way of present suit the claim prior to that period being barred by limitation. Accordingly, the plaintiff shall be entitled to maintain the suit regarding the payment from defendant for the period starting from 17.10.2017 as per their statement of account because there is no payment due between 10.06.2016 to 17.10.2017.

Heard.

Authorised Representative has calculated that the amount to be claimed within the period of limitation comes to Rs.4,03,781/-. Accordingly, Id. Counsel for the plaintiff submits that he would move appropriate application for amendment and seeks time for the same.

**At request, put up the case for further proceedings
on 26.09.2019.**

**(Savitri)
ADJ-02, West/Delhi
26.07.2019**