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

+ C.R.P. 135/2026, CM APPL. 28291/2026 CM APPL. 28292/2026

ASRS INTERNATIONAL THROUGH ITS PROPRIETOR RAJ
KUMAR GOYALPetitioner

Through: Mr. Rakesh Tanwar, Ms. Sanjana
Gupta & Mr. Ujjwal Tripahi,
Advocates.

versus

ANJU GOEL AND ANR.Respondents

Through: Mr. Rohit Goe, Mr. Audesh Rai, &
Mr. Abhishek, Advs.

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
28.04.2026

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1. This petition assails impugned order dated 12th February 2026, passed by the Trial Court in **CS DJ 263/2024**, whereby the application under Order VII Rule 11 of the Code of Civil Procedure, 1908 [**“CPC”**], filed by the petitioner/defendant was dismissed.

2. Two principal grounds have been raised by petitioner/defendant:

- i. First, that the plaint ought to be returned to a competent Court in *Gujarat*, considering that petitioner/defendant is a resident of *Gujarat* and no cause of action arose within the jurisdiction of this Court;
- ii. Second, is the issue of limitation.

3. On both these issues, the Court does not find any proper reasoning in Trial Court's order. Though the Trial Court touched upon the issue of territorial jurisdiction; however, it does not give a cogent reasoning of the basis on which the plaint / suit / matter lies within the territorial jurisdiction



of Delhi. As regards the issue of limitation, that also has not been discussed at all.

4. Having raised these issues in application under Order VII Rule 11 CPC, the Trial Court has to at least address the issues.

5. It is made clear that the Court has not gone into the merits of the matter, and nothing of what is stated above, should be taken as an opinion of this Court on the merits of the matter.

6. Accordingly, matter is remanded back to the Trial Court to consider the application under Order VII Rule 11 CPC afresh, with liberty to parties to raise their pleas before it.

7. List before the Trial Court on 14th May 2026.

8. This revision petition stands disposed of, in the above terms.

9. Pending applications are rendered infructuous.

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

ANISH DAYAL, J

APRIL 28, 2026/sm/tk+ya