

## **COMMON OBJECTIONS FOR ALL CATEGORIES**

	<b>SUIT/PETITIONS/COUNTER CLAIMS/ REPLICATION/IA/REPLY ETC.</b>	<b>RELEVANT PROVISIONS</b>
1	One-time PF to be filed by the plaintiff at the time of filing of the plaint/suit/petition and by the defendant at the time of filing of the written statement.	CH-I, R-13 & CH-VI, R-2
2	Plaint/suit/petition be typed on A-4 size white paper	CH-III, R-1(ii)
3	Plaint/suit/petition be fairly and legibly typed	CH-III, R-1(ii)
4	Plaint/suit/petition be typed in double spacing with 14 font size. (In case of e-filing plaint/petition be typed in 1.5 line spacing with 14 font size in PDF/OCR format)	CH-III, R-1(ii) E-filing guidelines
5	Proper Margin (L-3,cm, R-1 cm, Top- 3 cm & Bottom- 2 cm) be maintained in the Plaint/suit/petition (In case of e-filing, proper margin (L-1.75,cm, R-1 cm, Top- 1.5 cm & Bottom- 1.5 cm)	CH-III, R-1(ii) E-filing guidelines
6	Plaint/petition/suit be titled "In the High Court of Delhi"	CH-III, R-1(iii)
7	Jurisdiction to be stated, whether, Original, Civil, Testamentary or Intestate, in which it is presented	CH-III, R-1(iii)
8	Pecuniary and territorial jurisdiction be given	CPC
9	Plaint/suit/petition be divided into paragraphs, numbered, consecutively.	CH-III, R-1(iv)
10	Plaint/suit/petition should contain each paragraph as nearly as may be, a separate allegation.	CH-III, R-1(iv)
11	Plaint/petition/suit be paginated numerically. Alpha numerical and double pagination not allowed.	CH-III, R-1(iv)
12	Corresponding dates of Gregorian Calendar shall also be given	CH-III, R-1(b)

13	Full name, parentage and other particulars including email ID address, describing each party be given in memo of parties.	CH-III, R-1(c) Order of DB in WP(C) 10362/2017 dt. 21.11.2017
14	If suit/plaint/petition is filed in representative character, it be set out so in the beginning of the plaint.	CH-III, R-1(c)
15	Name of parties should bear consecutive numbers.	CH-III, R-1(d)
16	A separate line be allotted to the name and description of each party.	CH-III, R-1(d)
17	In the event of death of a party, the original Serial No. shall not be changed; instead the heirs be sub-numbered consecutively in that particular category.	CH-III, R-1(d)
18	The provision of law, under which plaint, petition, original proceedings/application presented, be stated, immediately after the cause title.	CH-III, R-1(e)
19	If suit/petition/original proceeding being instituted is also directly/substantially the subject matter of pending litigation in the Court, suitable endorsement be made.	CH-III, R-1(e)
20	At the foot of pleading, name, enrolment number, address, phone No., mobile No., e-mail id and all other contact particulars of the Advocate be given. Verification of pleading be done.	CH-III, R-2
21	Full particulars-name of road, street, lane, on Municipal or other number of House/apartment/office/residential, Commercial or industrial location, name of town or village/PO/Distt/Phone No./Mobile No./Fax No./e-mail, if any be given.	CH-III, R-3
22	Non-filing clause-that no such similar proceedings in the same matter had previously been filed.	CH-III, R-7
23	The plaint/petition/application/document accompanied by an index with details and page numbers.	CH-IV, R-1

24	Thumb impression be identified with name and LTI or RTI	-
25	Sufficient No. of copies of the plaint, petition, application or documents be filed for service on opposite party	CH-IV, R-1(c)
26	It be specified in the Index, in whose custody, power, control and possession the document(s) is/are and the basis on which such statement is made.	CH-IV, R-1(d)
27	In case of accounting or an electronically maintained record, a certificate from an internal Accountant or an external auditor to be filed and an affidavit certifying the correctness of document(s) be filed.	CH-IV, R-1(e)
28	An affidavit 65-B of Indian Evidence Act, 1872 be filed, if applicable.	CH-IV, R-1 (e)
29	Jurisdiction value be fixed for each relief separately and ad-valorem Court fees be paid accordingly	CPC, CF Act
30	List of dates/brief synopsis shall accompany suit/plaint/petition before memo of parties.	Order dt. 9.11.2016 in CS (Comm) 1267/2016 & Practice direction no. 8 issued u/s 18 of Commercial Courts Act, 2015
31	Cause of action be specifically stated in the plaint before pecuniary valuation para	CPC & practice directions no. IX dated 17.11.2015
32	It should be stated how the suit/petition/plaint is maintainable w.r.t. Jurisdiction value / nomenclature	CPC, Comml. Courts Act,2015 & DHC (OS) Rules 2018
33	Duplicate set of suit/ plaint/petition be filed	O-IV, R-1 CPC
34	Correct provision of law be given in the heading of appeal/petition/ application	CH-III, R-1(e)
35	Proper prayer clause/heading be made. IA to contain only one prayer or series of alternate prayer of same kind.	CH-X, R-2

36	Corrections (if any) are not allowed in cause title, Index and Memo of parties. All other corrections/addition should be legible and initialized by the Counsel/filing person	Order dt. 20.9.2011 in WP(C) No. 6875/2011
37	Petition/Suit/Application be split into volumes with maximum of 200 pages in one volume with separate index.	-
38	English translation of vernacular documents be filed	CH-III, R-1(i) & R-5 of DHC(OS) Rules 2018
39	Tribunal should not be made a party	Order dt. 08.12.2006 in WP(C )18208/ 2006 of DB
40	Notice u/s 80 CPC be filed, if required.	CPC
41	A specific averment with regard to commercial dispute as per Commercial Court Act be given before the pecuniary valuation para of the plaint. Correct category code be given and verified	Practice direction No. IX dt. 17.11.2015 Commercial Courts Act, 2015
42	Statement of truth be filed as per Commercial Courts Act, 2015. Entire pleadings be signed by the plaintiff/petitioner	O XI- R-1(3) of CPC (Amended) by Commercial Courts Act, 2015
43	Affidavit of clerk (of the counsel) not allowed	Order dt. 14.2.2002 in WP( C)I 989/2002
44	Any application for extension of time to file Court fee shall give sufficient reasons why Court fee could not be purchased in time.	Order dt. 14.12.2017 in CS (Comm) No. 851/17
45	Blanks be filled	-
46	Proof of service be filed at the time of each filing.	Order dt. 1.10.2002 & DHC(OS)Rules 2018 – Ch-VII (R-2)
47	Affidavit of valuation as required by S-19 of Court Fees Act, 1870	CH-XXIX R-1(i) DHC(OS) Rules 2018

48	Probate Petition/Plaint be verified by at least one of the witnesses to the Will with supporting affidavit	CH-XXIX R-2 DHC (OS) Rules 2018
49	Original Will be filed	CH- XXIX R.-3
50	Schedule of property be filed and placed in petition part i.e. Index-I	CH- XXIX R-1(i)
51	Original death certificate or an affidavit of proof be filed	CH- XXIX, R-1(ii)
52	Advance copy of petition/application filed U/s – 9, 11, 14, 15, 27, 34, 37 of Arbitration and Conciliation Act. 1996 be served upon opposite party	CH-III R-6
53	Advance copy of petition/application filed U/s – 9, 11, 14, 15, 27, 34, 37 of Arbitration and Conciliation Act, 1996 be served upon on nominated counsel/empanelled advocates of Union of India/State Government/Statutory Authority/ Public Sector undertakings and not directly on such authorities	CH-III R-6
54	Endorsement of advance service be made with written proof thereof	CH-III R-6
55	Application/petition U/s-9 of Arbitration and Conciliation Act, 1996 mandatory to contain a statement that no other petition on the same cause of action has been filed in any other Court.	CH-III R-7(ii)
56	Matter be filed in four parts format. Separate pagination with separate index for each part be done. Alpha numeric paging not allowed. Double pagination not allowed.	-
	<b>WRITTEN STATEMENT/COUNTER CLAIM</b>	
57	Proof of service/endorsement of advance service of WS/CC be filed	CH-VII, R-2(i)
58	Affidavit of admission/denial of plaintiff's documents be filed by defendant along with written statement/counter claim, without which the WS/CC shall not be taken on record.	CH-VII, R-3

59	Documents on which the defendants intend to rely to be filed along with the written statement.	CH-VII, R-2(i)
<b>REPLICATION</b>		
60	Proof of service/endorsement of advance service of replication be filed.	CH-VII, R-5
61	Affidavit of admission/denial of defendant's documents to be filed by plaintiff along with replication without which the replication shall not be taken on record.	CH-VII, R-6
62	Affidavit of admission/denial of defendant's filed with the counter claim to be filed along with the counter claim.	CH-VII, R-10 (b )& (c)
<b>ANNEXURES/ DOCUMENTS</b>		
63	Fair typed copy of dim/illegible and hand written annexures/documents be filed	Order dated 05.8.2008 passed in WP(C) 5631/2008.
64	Certified copy of annexure/orders be filed. Underline and highlighting be deleted, if any.	Order dated 01.10.2008 passed in Bail Application No. 2046/2008
65	Annexures be made true copy (at the bottom of each page) and signed. Annexure number should be marked properly in the index as well as on top of the annexure filed with the petition	Notification No. 537/Rules/DHC dt. 22.12.2010
66	List of documents be filed as per Order XI of CPC amended by the Commercial Courts Act, 2015	Order XI, Rule 1(2) of CPC (Amended) by Commercial Courts Act, 2015
67	A certificate by way of affidavit under Order XI Rule 6 (3) of the Commercial Courts Commercial Division & Commercial Appellate Division of High Courts Act, 2015 be filed for electronic documents, if any	O XI- R 6(3) of CPC (Amended) by Commercial Courts Act, 2015

68	Documents be filed with separate index	-
	<b>VAKALATNAMA</b>	
69	Case No. and cause title be clearly mentioned in Vakalatnama	CH-V, R-1(vi)
70	Endorsement in token of acceptance with date of acceptance be made on the Vakalatnama	CH-V, R-3(i)
71	Name, enrolment No., address, Ph. No., mobile No., e-mail ID and all other contact particulars of advocate for service be given on Vakalatnama	CH-V, R-3 (ii)
72	Advocate welfare stamp of Rs. 10/ + Court fee Rs. 3/ be affixed on the Vakalatnama	Circular dt. 26.10.2009 based on order dt. 08.10.2009 in WP(C) No. 7651/2009
73	Vakalatnama disclosing the name of the party signing and seal if any of the party be filed.	CH-V, R-1(i)
74	Authorization letter/copy of document/instrument of signing party be attached with the Vakalatnama, be filed	CH-V, R-1 (ii)
75	Signature of the person (s) to be put in seriatim with serial No./name on Vakalatnama.	CH-V, R-1(iv) & circular dt. 26.10.2009 based on order dated 08.10.2009 passed in WP (C) No. 7651/2009
76	In case of execution of single Vakalatnama in favour of more than one advocate, name and particulars of each advocates to be clearly mentioned	CH-V, R-1(v)
	<b>INTERLOCATORY APPLICATIONS</b>	
77	IA should contain only one prayer or one series of alternative prayer of same kind, it should not be argumentative.	CH-X, R-2 (i) (a) & (b)

78	IA be supported by affidavit mentioning grounds and facts on which application is based.	CH-X, R-2 (i)(c)
79	Exact period of delay (No. of days) and the reasons thereof be clearly stated in the application for condonation of delay in filing/re-filing.	CH-X, R-2 (i)(c) and order dated 20.09.2007 of HJIC(OS)
80	Advance copy of application be served on the opposite party/ies	CH-X, R-2 (i) (d)
81	Applicant to intimate (by any or all modes including sms/e-mail/fax or any other mode) all Advocates in the matter about filing and likely date of listing of application giving an undertaking to the effect that all parties to the litigation have been duly served along with written proof thereof.	CH-X, R-2 (i) (d) & 2 (ii)
	<b>CAVEAT REPORT</b>	
82	Caveat report be obtained on fresh and subsequent filing	Notification No. 116/Rules/DHC dt. 12.2.2004 CH-4-F(b), DHC(O&R) Vol.V & CH- XXX, DHC(OS) Rules, 2018
	<b>ELECTRONIC FILING</b>	
83	Signed Vakalatnama, signed and notarized/ attested affidavit should be filed in original in the Registry.	CH-XI rules 24-25, and Guideline no- 6.1of the practice directions for E-filing
84	Should be typed in 1.5 line spacing with 14 font size in PDF/OCR format.	CH-III, R-1(ii)
85	Proper Margin (L-1.75,cm, R-1cm, Top-1.5 cm & Bottom-1.5 cm) be maintained	E-Filing Guidelines
	<b>AFFIDAVIT</b>	
86	Affidavit be filed in support of plaint/petition/suit/application, duly attested and identified	CH-XIX, CPC DHC (R&O) volume IV CH-XII



87	Parental details/age/complete address/occupation, if any be given in the affidavit	CH-XIX, CPC DHC (R&O)
88	Necessary averment be given in the affidavit, if signed in vernacular	CH-XIX R-7(b)
89	No modifications are allowed on affidavit, it should be re-typed and attested	CH-XIX R-7(b)
90	Affidavits signed outside India, shall be signed and apostilled in accordance with the provisions of the Hague Convention Abolishing the Requirement of Legalization for Foreign Public Documents, 1961	CH-XIX R-7(c)
107	<b>Description of any other defect.</b>	

**HIGH COURT OF DELHI**

**CASE TYPE : ARBITRATION**

Common Objection List

<b>DEFECTS</b>	<b>RELEVANT PROVISIONS</b>	
401.1	One-time PF to be filed by the plaintiff at the time of filing of the plaint/petition/suit and by the defendant at the time of filing of the written statement.	CH-I, R-13 & CH-VI, R-2
401.2	Plaint/petition/suit be typed on paper Size A-4 white paper	CH-III, R-1(ii)
401.3	Plaint/petition/suit be fairly and legibly typed	CH-III, R-1(ii)
401.4	Plaint/petition/suit be typed in 1.5 line spacing with 14 font size	CH-III, R-1(ii)
401.5	Proper Margin (L-1.75,cm, R-1 cm, Top-1.5 cm & Bottom-1.5 cm) be maintained	E-Filing Guidelines
401.6	Plaint/petition/suit be titled "In the High Court of Delhi"	CH-III, R-1(iii)
401.7	Jurisdiction to be stated, whether, Original, Civil, Testamentary or Intestate, in which it is presented	CH-III, R-1(iii)
401.8	Pecuniary and territorial jurisdiction be given	CPC
401.9	Plaint/petition/suit be divided into paragraphs, numbered, consecutively.	CH-III, R-1(iv)
401.10	Each paragraph to contain as nearly as may be, a separate allegation.	CH-III, R-1(iv)
401.11	Plaint/petition/suit be paginated numerically. Alpha numerical and double pagination not allowed.	CH-III, R-1(iv)
401.12	Corresponding dates of Gregorian Calendar shall also be given	CH-III, R-1(b)
401.13	Full name, parentage and other particulars including email ID address, describing each party be given in memo of parties.	CH-III, R-1(c) Order of DB in WP(C) 10362/2017 dt. 21.11.2017
401.14	If plaint/petition/suit is filed in representative character, it be set out so in the beginning of the plaint.	CH-III, R-1(c)
401.15	Name of parties should bear consecutive numbers.	CH-III, R-1(d)
401.16	A separate line be allotted to the name and description of each party.	CH-III, R-1(d)
401.17	In the event of death of a party, the original Serial No. shall not be changed; instead, the heirs be sub-numbered consecutively in that particular category.	CH-III, R-1(d)
401.18	The provision of law, under which plaint, petition, original proceedings/application presented, be stated, immediately after the cause title.	CH-III, R-1(e)
401.19	If suit/petition/original proceeding being instituted is also directly/substantially the subject matter of pending litigation in the court, suitable endorsement be made.	CH-III, R-1(e)
401.20	At the foot of pleading, name, enrolment number, address, phone No., mobile No., e-mail ID and all other contact particulars of the Advocate be given. Verification of pleading be done.	CH-III, R-2
401.21	Full particulars-name of road, street, lane, on Municipal or other number of House/apartment/office/residential, commercial or industrial location, name of town or village/PO/Distt/Phone No./Mobile No./Fax No./e-mail, if any be given.	CH-III, R-3
401.22	Non-filing clause-that no such similar proceedings in the same matter had previously been filed.	CH-III, R-7
401.23	The plaint/petition/application/document accompanied by an index with details and page numbers.	CH-IV, R-1
401.24	Thumb impression be identified with name and LTI or RTI	-
401.25	It be specified in the Index, in whose custody, power, control and possession the document(s) is/are and the basis on which such statement is made.	CH-IV, R-1(d)
401.26	In case of accounting or an electronically maintained record, a certificate from an internal Accountant or an external auditor to be filed and an affidavit certifying the correctness of document(s) be filed.	CH-IV, R-1(e)
401.27	An affidavit 65-B of Indian Evidence Act, 1872 be filed, if applicable.	CH-IV, R-1 (e)
401.28	Jurisdiction value be fixed for each relief separately and ad-valorem court fees be paid accordingly	CPC, CF Act
401.29	List of dates/brief synopsis shall accompany suit/plaint/petition before memo of parties	Order dt. 9.11.2016 in CS (Comm) 1267/2016 & Practice direction no. 8 issued u/s 18 of Commercial Courts Act, 2015
401.30	Cause of action be specifically stated in the plaint/petition/suit before pecuniary valuation para	CPC & practice directions no. IX dated 17.11.2015
401.31	It should be stated how the suit/petition/plaint is maintainable w.r.t. Jurisdiction value /nomenclature	CPC, Comml. Courts Act,2015 & DHC (OS) Rules 2018
401.32	Correct provision of law be given in the heading of appeal/ petition/ application	CH-III, R-1(e)
401.33	Proper prayer clause/heading be made. IA to contain only one prayer or series of alternate prayer of same kind.	CH-X, R-2

401.34	Corrections (if any) are not allowed in cause title, Index and Memo of parties. All other corrections/addition should be legible and initialized by the Counsel/filing person	Order dt. 20.9.2011 in WP(C) No. 6875/2011
401.35	English translation of vernacular documents be filed	CH-III, R-1(i) & R-5 of DHC(OS) Rules 2018
401.36	Tribunal should not be made a party	Order dt. 08.12.2006 in WP(C) 18208/ 2006 of DB
401.37	A specific averment with regard to Commercial dispute as per Commercial Court Act be given before the pecuniary valuation para of the plaint. Correct category code be given and verified.	Practice directions no. IX dated 17.11.2015 regarding commercial cases
401.38	Statement of truth be filed as per Commercial Courts Act, 2015. Entire pleadings be signed by the plaintiff/petitioner	O XI- R-1(3) of CPC (Amended) by Commercial Courts Act, 2015
401.39	Affidavit of clerk (of the counsel) not allowed	Order dt. 14.2.2002 in WP(C) 989/2002
401.40	Blanks be filled	-
401.41	Proof of service be filed at the time of each filing.	Order dt. 1.10.2002 & DHC(OS)Rules 2018 – Ch-VII (R.2)
401.42	Fair typed copy of dim/illegible and hand written annexures/documents be file	Order dated 05.8.2008 passed in WP(C) 5631/2008
401.43	Certified copy of annexure/orders be filed. Underline and highlighting be deleted, if any.	Order dated 01.10.2008 passed in Bail Application No. 2046/2008
401.44	Annexures be made true copy (at the bottom of each page) and signed. Annexure number should be marked properly in the index as well as on top of the annexure filed with the petition	Notification No. 537/Rules/DHC dt. 22.12.2010
401.45	Affidavit of valuation as required by S-19 of Court Fees Act, 1870	CH-XXIX R-1(i) DHC(OS) Rules 2018
401.46	Matter be filed in four parts format. Separate pagination with separate index for each part be done. Alpha numeric paging not allowed. Double pagination not allowed.	-
401.47	Caveat report be obtained and at the time of each subsequent re-filing if caveator is there, service be made to the caveator/nominated counsel	Notification No. 116/Rules/DHC dt. 12.2.2004 CH-4-F(b), DHC (O&R) Vol.V & CH- XXX, DHC(OS) Rules, 2018
401.48	Case No. and cause title to be clearly mentioned in the Vakalatnama	CH-V, R-1(vi)
401.49	Date of execution of Vakalatnama with Endorsement in token of acceptance with date of acceptance be mentioned on Vakalatnama	CH-V, R-3(i)
401.50	Name, enrolment No., address, Ph. No., mobile No., e-mail id and all other contact particulars of advocate for service be given in the Vakalatnama	CH-V, R-3(ii)
401.51	Advocate welfare stamp of Rs. 10/ + Court fee Rs. 3/ be affixed on the Vakalatnama	Circular dated 26.10.2009 based on court's order dated 08.10.2009 passed in WP(C) 7651/2009
401.52	Signed Vakalatnama, signed and notarized/ attested affidavit be filed in original in the Registry.	CH-XI rules 24-25, and Guideline no-6.1of the practice directions for E-filing.
401.53	Vakalatnama disclosing the name of the party signing and seal if any of the party be filed.	CH-V, R-1(i)
401.54	Authorization letter/copy of document/instrument of signing party be filed	CH-V, R-1(ii)
401.55	Signature of the person (s) to be put in seriatim with serial No./name in the Vakalatnama	CH-V, R-1(iv) And circular dated 26.10.2009 based on order dated 08.10.2009 passed in WP(C) 7651/2009
401.56	In case of execution of single Vakalatnama in favour of more than one advocate, name and particulars of each advocates be clearly mentioned	CH-V, R-1(v)
401.57	Proof of service/endorsement of advance service of WS be filed	CH-VII, R-2(i)
401.58	Affidavit of admission/denial of documents filed by the plaintiff, be filed by defendant along with written statement, without which the WS/CC shall not be taken on record.	CH-VII, R-3 & R-10 (b) & (c)
401.59	Documents on which the defendants intend to rely to be filed along with the written statement.	CH-VII, R-2(i)

401.60	Affidavit of admission/denial of defendants documents be filed along with replication without which the replication shall not be taken on record.	CH-VII, R-6
401.61	List of documents be filed as per Order XI of CPC amended by the Commercial Courts Act, 2015	O XI- R 1(2) of CPC (Amended) by Commercial Courts Act, 2015
401.62	A certificate by way of affidavit under Order XI Rule 6 (3) of the Commercial Courts Commercial Division & Commercial Appellate Division of High Courts Act, 2015 be filed for electronic documents, if any	O XI- R 6(3) of CPC (Amended) by Commercial Courts Act, 2015
401.63	IA should contain only one prayer or one series of alternative prayer of same kind, should not be argumentative.	CH-X, R-2 (i) (a) & (b)
401.64	IA be supported by affidavit mentioning grounds and facts on which application is based.	CH-X, R-2 (i)(c)
401.65	Exact period of delay (No. of days) and the reasons thereof be clearly stated in the application for condonation of delay in filing/re-filing	CH-X, R-2 (i)(c) and order dated 20.09.2007 of HJIC(OS)
401.66	Advance copy of application be served on the opposite party/ies	CH-X, R-2 (i) (d)
401.67	Applicant to intimate (by any or all modes including sms/e-mail/fax or any other mode) all Advocates in the matter about filing and likely date of listing of application giving an undertaking to the effect that all parties to the litigation have been duly served, along with written proof thereof.	CH-X, R-2 (i) (d) & 2 (ii)
401.68	Original/Certified copy of decree/order/judgment be filed	DHC(OS) Rules & CPC
401.69	Schedule of properties be filed and signed	CH-XXIX
401.70	It should be stated how execution petition is maintainable	DHC (OS) Rules
401.71	Statement be given by every petitioner with declaration that no similar/identical petition filed earlier	CH-III, R-7
401.72	A separate line be allotted to the name and description of each party.	CH-III, R-1(d)
401.73	If suit/petition/original process is also directly/substantially the subject matter of pending litigation in the court, suitable endorsement be made.	CH-III, R-1(e)
401.74	Cause of action be specifically stated in the plaint before pecuniary valuation para	CPC
401.75	Advance copy of petition/application filed U/s – 9, 11, 14, 15, 27, 34, 37 of Arbitration and Conciliation Act. 1996 be served upon opposite party	CH-III R-6
401.76	Advance copy of petition/application filed U/s – 9, 11, 14, 15, 27, 34, 37 of Arbitration and Conciliation Act. 1996 be served upon on nominated counsel/empanelled advocates of Union of India/State Government/Statutory Authority/Public Sector undertakings and not directly on such authorities.	CH-III R-6
401.77	Endorsement of advance service be made with written proof thereof.	CH-III R-6
401.78	Application/petition U/s-9 of Arbitration and Conciliation Act. 1996 mandatory to contain a statement that no other petition on the same cause of action has been filed in any other Court.	CH-III R-7
401.79	List of documents be filed as per order XI of CPC amended by the Commercial Courts Act	O XI-R 1(2) of CPC (Amended) by Commercial Courts Act, 2015
401.80	Affidavit be filed in support of plaint/petition/suit/application, duly attested and identified	CH-XIX, CPC DHC (R&O) volume IV CH-XII
401.81	Parental details/age/complete address/occupation, if any be given in the affidavit	CH-XIX, CPC DHC (R&O)
401.82	Necessary averment be given in the affidavit, if signed in vernacular	CH-XIX R-7(b)
401.83	No modifications are allowed on affidavit, it should be re-typed and attested	CH-XIX R-7(b)
401.84	Affidavits signed outside India, shall be signed and apostilled in accordance with the provisions of the Hague Convention Abolishing the Requirement of Legalization for Foreign Public Documents, 1961	CH-XIX R-7(c)
107	Description of any other defect(s)	

**HIGH COURT OF DELHI**

**CASE TYPE : CS(OS)/COUNTER CLAIM**

Common Objection List

**DEFECTS**

**RELEVANT PROVISION**

1	One-time PF to be filed by the plaintiff at the time of filing of the plaint/suit/petition and by the defendant at the time of filing of the written statement.	CH-I, R-13 & CH-VI R-2
2	Plaint/suit/petition be typed on A-4 size white paper	CH-III, R-1(ii)
3	Plaint/suit/petition be fairly and legibly typed	CH-III, R-1(ii)
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5	Proper Margin (L-3,cm, R-1 cm, Top-3 cm & Bottom-2 cm) be maintained	CH-III, R-1(ii)
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10	Plaint/suit/petition should contain each paragraph as nearly as may be, a separate allegation	CH-III, R-1(iv)
11	Plaint/petition/suit be paginated numerically. Alpha numerical and double pagination not allowed.	CH-III, R-1(iv)
12	Corresponding dates of Gregorian Calendar shall also be given	CH-III, R-1(b)
13	Full name, parentage and other particulars including email ID address, describing each party be given in memo of parties.	CH-III, R-1(c) Order of DB in WP(C) 10362/2017 dt. 21.11.2017
14	If suit/plaint/petition is filed in representative character, to be set out so in the beginning of the plaint.	CH-III, R-1(c)
15	Name of parties should bear consecutive numbers.	CH-III, R-1(d)
16	A separate line be allotted to the name and description of each party.	CH-III, R-1(d)
17	In the event of death of a party, the original Serial No. shall not be changed; instead the heirs be sub-numbered consecutively in that particular category.	CH-III, R-1(d)
18	The provision of law, under which plaint, petition, original proceedings/application presented, be stated, immediately after the cause title.	CH-III, R-1(e)
19	If suit/petition/original proceeding being instituted is also directly/substantially the subject matter of pending litigation in the court, suitable endorsement be made.	CH-III, R-1(e)
20	At the foot of pleading, name, enrolment number, address, phone No., mobile No., e-mail ID and all other contact particulars of the Advocate be given. Verification of pleading be done.	CH-III, R-2
21	Full particulars-name of road, street, lane, on Municipal or other number of House/apartment/office/residential, commercial or industrial location, name of town or village/PO/Distt/Phone No./Mobile No./Fax No./e-mail, if any be given.	CH-III, R-3
22	Non-filing clause-that no such similar proceedings in the same matter had previously been filed.	CH-III, R-7
23	The plaint/petition/application/document be accompanied by an index with details and page numbers.	CH-IV, R-1
24	Thumb impression be identified with name and LTI or RTI	-
25	Sufficient No. of copies of the plaint, petition, application or documents be filed for service on opposite party	CH-IV, R-1(c)
26	It be specified in the Index, in whose custody, power, control and possession the document (s) is /are and the basis on which such statement is made.	CH-IV, R-1(d)
27	In case of accounting or an electronically maintained record, a certificate from an internal Accountant or an external auditor to be filed and an affidavit certifying the correctness of document(s) be filed.	CH-IV, R-1(e)
28	An affidavit u/s 65-B of Indian Evidence Act, 1872 be filed, if applicable.	CH-IV, R-1 (e)
29	Jurisdiction value be fixed for each relief separately and ad-valorem court fees be paid accordingly	CPC, CF Act
30	List of dates/brief synopsis shall accompany suit/plaint/petition before memo of parties.	Order dt. 9.11.2016 in CS (Comm) 1267/2016 & Practice direction no. 8 issued u/s 18 of Commercial Courts Act, 2015
31	Cause of action be specifically stated in the plaint, before pecuniary valuation para	CPC and practice directions no. IX dated 17.11.2015
32	It should be stated how the suit is maintainable w.r.t. Jurisdiction value /nomenclature	CPC, Comm Courts Act,2015 & DHC (OS) Rules 2018
33	Duplicate set of plaint/petition be filed	O-IV, R-1 CPC
34	Correct provision of law be given in the heading of appeal/ petition/ application	CH-III, R-1(e)

35	Proper prayer clause/heading be made. IA to contain only one prayer or series of alternate prayer of same kind.	CH-X, R-2
36	Corrections (if any) are not allowed in cause title, Index and Memo of parties. All other corrections/addition should be legible and initialized by the Counsel/filing person	Order dt. 20.9.2011 in WP(C) No. 6875/2011
37	Petition/Suit/Application be split into volumes with maximum of 200 pages in one volume with separate index.	-
38	English translation of vernacular documents be filed	CH-III, R-1(i) & R-5 of DHC(OS) Rules 2018
39	Tribunal should not be made a party	Order dt. 08.12.2006 in WP(C) 18208/ 2006 of DB
40	Notice u/s 80 CPC be filed, if required	CPC
41	A specific averment with regard to non- Commercial dispute as per Commercial Court Act be given before the pecuniary valuation para of the plaint. Correct category code be given and verified	Practice direction No. IX dt. 17.11.2015 Commercial Courts Act, 2015
42	Affidavit of clerk (of the counsel) not allowed	Order dt. 14.2.2002 in CW(c) 989/2002
43	Any application for extension of time to file court fee shall give sufficient reasons why court fee could not be purchased in time.	Order dt. 14.12.2017 in CS (Comm) No. 851/17
44	Blanks be filled	-
45	Proof of service be filed at the time of each filing.	Order dt. 1.10.2002 & DHC(OS)Rules 2018 – Ch-VII (R-2)
46	Fair typed copy of dim/illegible and hand written annexures be filed	Order dated 5.8.2008 passed in WPC 5631/2008.
47	Certified copy of annexure/orders be filed. Underline and highlighting be deleted, if any.	Order dated 01.10.2008 passed in Bail Application No. 2046/2008
48	Annexures be made true copy (at the bottom of each page) and signed. Annexure number should be marked properly in the index as well as on top of the annexure filed with the petition	Notification No. 537/Rules/DHC dt. 22.12.2010
49	Affidavit of valuation as required by S-19 of Court Fees Act, 1870	CH-XXIX R-1(i) DHC(OS) Rules 2018
50	Matter be filed in four parts format. Separate pagination with separate index for each part be done. Alpha numeric paging not allowed. Double pagination not allowed.	-
51	Caveat report be obtained and at the time of each subsequent re-filing if caveator is there, service be made to the caveator/nominated counsel	Notification No. 116/Rules/DHC dt. 12.2.2004 CH-4-F(b), DHC (O&R) Vol.V & CH- XXX, DHC(OS) Rules, 2018
52	Case No. and cause title be clearly mentioned in Vakalatnama	CH-V, R-1(vi)
53	Endorsement in token of acceptance with date of acceptance be made on the Vakalatnama	CH-V, R-3(i)
54	Name, enrolment No., address, Ph. No., mobile No., e-mail id and all other contact particulars of advocate for service be given on Vakalatnama	CH-V, R-3(ii)
55	Advocate welfare stamp of Rs. 10/ + Court fee Rs. 3/ be affixed on the Vakalatnama	Circular dated 26.10.2009 based on court's order dated 08.10.2009 passed in WP(C) 7651/2009
56	Vakalatnama disclosing the name of the party signing and seal if any of the party be filed.	CH-V, R-1(i)
57	Authorization letter/copy of document/instrument of signing party be attached with the Vakalatnama, be filed	CH-V, R-1(ii)
58	Signature of the person (s) to be put in seriatim with serial No./name on Vakalatnama.	CH-V, R-1(iv) And circular dated 26.10.2009 based on order dated 08.10.2009 passed in WPC 7651/2009
59	In case of execution of single Vakalatnama in favour of more than one advocate, name and particulars of each advocates to be clearly mentioned	CH-V, R-1(v)
60	Proof of service/endorsement of advance copy of replication be filed.	
61	Affidavit of admission/denial of defendants documents to be filed along with replication without which the replication shall not be taken on record.	CH-VII, R-6
62	Affidavit of admission/denial of defendants filed with the counter claim to be filed along with the replication.	CH-VII, R-10 (b ) & (c)

63	Fair typed copy of dim/illegible and hand written annexures be filed	Order dated 5.8.2008 passed in WP(C) 5631/2008.
64	Certified copy of annexure/orders be filed. Underline and highlighting be deleted, if any.	Order dated 01.10.2008 passed in Bail Application No. 2046/2008
65	Annexures be made true copy (at the bottom of each page) and signed. Annexure number should be marked properly in the index as well as on top of the annexure filed with the petition	Notification No. 537/ Rules/DHC dt. 22.12.2010
66	List of documents be filed as per Order XI of CPC amended by the Commercial Courts Act	O XI-R 1(2) of CPC (Amended) by Commercial Courts Act, 2015
67	Affidavit be filed in support of plaint/petition/suit/application duly attested and identified	CH-XIX, CPC DHC (R&O) volume IV CH-XII
68	Parental details/age/complete address/occupation, if any be given in the affidavit	CH-XIX, CPC DHC (R&O)
69	Necessary averment be given in the affidavit, if signed in vernacular	CH-XIX R-7(b)
70	No modifications are allowed on affidavit, it should be re-typed and attested	CH-XIX R-7(b)
71	Affidavits signed outside India, shall be signed and apostilled in accordance with the provisions of the Hague Convention Abolishing the Requirement of Legalization for Foreign Public Documents, 1961	CH-XIX R-7(c)
72	IA should contain only one prayer or one series of alternative prayer of same kind, it should not be argumentative.	CH-X, R-2 (i) (a )& (b)
73	IA be supported by affidavit mentioning grounds and facts on which application is based.	CH-X, R-2 (i)(c)
74	Exact period of delay (No. of days) and the reasons thereof be clearly stated in the application for condonation of delay in filing/re-filing.	CH-X, R-2 (i)(c) and order dated 20.09.2007 of HJIC(OS)
75	Advance copy of application be served on the opposite party/ies	CH-X, R-2 (i) (d)
76	Applicant to intimate (by any or all modes including sms/e-mail/fax or any other mode) all Advocates in the matter about filing and likely date of listing of application giving an undertaking to the effect that all parties to the litigation have been duly served along with written proof thereof.	CH-X, R-2 (i) (d) & 2 (ii)
107	Description of any other defect(s)	

**HIGH COURT OF DELHI**  
**CASE TYPE : EXECUTION**  
Common Objection List

**DEFECTS**

**RELEVANT PROVISION**

301.1	One-time PF to be filed by the plaintiff at the time of filing of the petition/plaint/suit and by the defendant at the time of filing of the written statement.	CH-I, R-13 & CH-VI, R-2
301.2	Plaint/suit/petition be typed on A-4 size white paper	CH-III, R-1(ii)
301.3	Plaint/suit/petition be fairly and legibly typed	CH-III, R-1(ii)
301.4	Petition be typed in double spacing with 14 font size	CH-III, R-1(ii)
301.5	Proper Margin (L-3,cm, R-1 cm, Top- 3 cm & Bottom- 2 cm) be maintained	CH-III, R-1(ii)
301.6	Petition/plaint/suit be titled "In the High Court of Delhi"	CH-III, R-1(iii)
301.7	Jurisdiction to be stated, whether, Original, Civil, Testamentary or Intestate, in which it is presented	CH-III, R-1(iii)
301.8	Pecuniary and territorial jurisdiction be given	CPC
301.9	Petition be divided into paragraphs, numbered, consecutively.	CH-III, R-1(iv)
301.10	Each paragraph of plaint/suit/petition should contain as nearly as may be, a separate allegation.	CH-III, R-1(iv)
301.11	Petition/plaint/suit be paginated numerically. Alpha numerical and double pagination not allowed.	CH-III, R-1(iv)
301.12	Corresponding dates of Gregorian Calendar shall also be given	CH-III, R-1(b)
301.13	Full name, parentage and other particulars including email ID address, describing each party be given in memo of parties.	CH-III, R-1(c) Order of DB in WP(C) 10362/2017 dt. 21.11.2017
301.14	If petition is filed in representative character, it be set out so in the beginning of the plaint.	CH-III, R-1(c)
301.15	Name of parties should bear consecutive numbers.	CH-III, R-1(d)
301.16	A separate line be allotted to the name and description of each party.	CH-III, R-1(d)
301.17	In the event of death of a party, the original Serial No. shall not be changed; instead the heirs be sub-numbered consecutively in that particular category.	CH-III, R-1(d)
301.18	The provision of law, under which plaint, petition, original proceedings/application presented, be stated, immediately after the cause title.	CH-III, R-1(e)
301.19	If petition/original proceeding being instituted is also directly/substantially the subject matter of pending litigation in the court, suitable endorsement be made	CH-III, R-1(e)
301.20	At the foot of pleading, name, enrolment number, address, phone No., mobile No., e-mail ID and all other contact particulars of the Advocate be given. Verification of pleading be done.	CH-III, R-2
301.21	Full particulars-name of road, street, lane, on Municipal or other number of House/apartment/office/residential, commercial or industrial location, name of town or village/PO/Distt/Phone No./Mobile No./Fax No./e-mail, if any be given.	CH-III, R-3
301.22	Non-filing clause-that no such similar proceedings in the same matter had previously been filed.	CH-III, R-7
301.23	The plaint/petition/application/document be accompanied by an index with details and page numbers.	CH-IV, R-1
301.24	Thumb impression be identified with name and LTI or RTI	-
301.25	Sufficient No. of copies of the plaint, petition, application or documents be filed for service on opposite party	CH-IV, R-1(c)
301.26	It be specified in the Index, in whose custody, power, control and possession the document(s) is/are and the basis on which such statement is made.	CH-IV, R-1(d)
301.27	In case of accounting or an electronically maintained record, a certificate from an internal Accountant or an external auditor to be filed and an affidavit certifying the correctness of document(s) be filed.	H-IV, R-1(e)
301.28	An affidavit 65-B of Indian Evidence Act, 1872 be filed, if applicable.	CH-IV, R-1 (e)
301.29	Jurisdiction value be fixed for each relief separately and ad-valorem court fees be paid accordingly	CPC, CF Act
301.30	List of dates/brief synopsis shall accompany petition before memo of parties	Order dt. 9.11.2016 in CS (Comm) 1267/2016 & Practice direction no. 8 issued u/s 18 of Commercial Courts Act, 2015
301.31	Cause of action be specifically stated in the petition before pecuniary valuation para	CPC & practice directions no. IX dated 17.11.2015
301.32	It should be stated how the suit is maintainable w.r.t. Jurisdiction value /nomenclature	CPC, Comm. Courts Act,2015 & DHC (OS) Rules 2018
301.33	Duplicate set of plaint/petition be filed	O-IV, R-1 CPC



301.34	Correct provision of law be given in the heading of appeal/ petition/ application	CH-III, R-1(e)
301.35	Proper prayer clause/heading be made. IA to contain only one prayer or series of alternate prayer of same kind.	CH-X, R-2
301.36	Corrections (if any) are not allowed in cause title, Index and Memo of parties. All other corrections/addition should be legible and initialized by the Counsel/filing person	Order dt. 20.9.2011 in WP(C) No. 6875/2011
301.37	Petition/Suit/Application be split into volumes with maximum of 200 pages in one volume with separate index.	-
301.38	English translation of vernacular documents be filed	CH-III, R-1(i) & R-5 of DHC(OS) Rules 2018
301.39	Tribunal should not be made a party	Order dt. 08.12.2006 in WP(C) 18208/ 2006 of DB
301.40	Notice u/s 80 CPC be filed, if required	CPC
301.41	A specific averment with regard to Commercial dispute as per Commercial Court Act be given before the pecuniary valuation para of the plaint. Correct category code be given and verified.	Practice direction no. IX dated 17.11.2015 regarding commercial cases
301.42	Statement of truth be filed as per Commercial Courts Act, 2015. Entire pleadings be signed by the plaintiff/petitioner	O XI- R-1(3) of CPC (Amended) by Commercial Courts Act, 2015
301.43	Affidavit of clerk (of the counsel) not allowed	Order dt. 14.2.2002 in CW(c) 989/2002
301.44	Any application for extension of time to file court fee should give sufficient reasons why court fee could not be purchased in time.	Order dt. 14.12.2017 in CS (Comm) No. 851/17
301.45	Blanks be filled	-
301.46	Proof of service be filed at the time of each filing.	Order dt. 1.10.2002 & DHC(OS)Rules 2018 – Ch-VII (R-2)
301.47	Fair typed copy of dim/illegible and hand written annexure/documents be filed	Order dated 05.8.2008 passed in WP(C) 5631/2008
301.48	Certified copy of annexure/orders be filed. Underline and highlighting be deleted, if any.	Order dated 01.10.2008 passed in Bail Application No. 2046/2008
301.49	Annexures be made true copy (at the bottom of each page) and signed. Annexure number should be marked properly in the index as well as on top of the annexure filed with the petition	Notification No. 537/Rules/DHC dt. 22.12.2010
301.50	Affidavit of valuation as required by S-19 of Court Fees Act, 1870	CH-XXIX R-1(i) DHC(OS) Rules 2018
301.51	Matter be filed in four parts format. Separate pagination with separate index for each part be done. Alpha numeric paging not allowed. Double pagination not allowed.	-
301.52	Caveat report be obtained and at the time of each subsequent re-filing if caveator is there, service be made to the caveator/nominated counsel	Notification No. 116/Rules/DHC dt. 12.2.2004 CH-4-F(b), DHC (O&R) Vol.V & CH- XXX, DHC(OS) Rules, 2018
301.53	Case No. and cause title be clearly mentioned in the Vakalatnama	CH-V, R-1(vi)
301.54	Date of execution of Vakalatnama with Endorsement in token of acceptance with date of acceptance be mentioned on Vakalatnama	CH-V, R-3(i)
301.55	Name, enrolment No., address, Ph. No., mobile No., e-mail id and all other contact particulars of advocate for service be given in the Vakalatnama	CH-V, R-3(ii)
301.56	Advocate welfare stamp of Rs. 10/ + Court fee Rs. 3/ be affixed on the Vakalatnama	Circular dated 26.10.2009 based on court's order dated 08.10.2009 passed in WP(C) 7651/2009
301.57	Vakalatnama disclosing the name of the party signing and seal if any of the party be filed	CH-V, R-1(i)
301.58	Authorization letter/copy of document/instrument of signing party be filed	CH-V, R-1(ii)
301.59	Signature of the person (s) to be put in seriatim with serial No./name in the Vakalatnama	CH-V, R-1(iv) And circular dated 26.10.2009 based on order dated 08.10.2009 passed in WPC 7651/2009
301.60	In case of execution of single Vakalatnama in favour of more than one advocate, name and particulars of each advocates to be clearly mentioned	CH-V, R-1(v)
301.61	Proof of service/endorsement of advance service of WS be filed	CH-VII, R-2(i)

301.62	Affidavit of admission/denial of documents filed by the plaintiff, be filed by defendant along with written statement, without which the WS/CC shall not be taken on record.	CH-VII, R-3 & R-10 (b) & (c)
301.63	Documents on which the defendants intend to rely to be filed along with the written statement.	CH-VII, R-2(i)
301.64	Affidavit of admission/denial of defendant's documents to be filed along with replication without which the replication shall not be taken on record.	CH-VII, R-6
301.65	Affidavit of admission/denial of defendants filed with the counter claim to be filed along with the replication.	CH-VII, R-10 (b) & (c)
301.66	List of documents be filed as per Order XI of CPC amended by the Commercial Courts Act, 2015	O XI- R 1(2) of CPC (Amended) by Commercial Courts Act, 2015
301.67	A certificate by way of affidavit under Order XI Rule 6 (3) of the Commercial Courts Commercial Division & Commercial Appellate Division of High Courts Act, 2015 be filed for electronic documents, if any	O XI- R 6(3) of CPC (Amended) by Commercial Courts Act, 2015
301.68	IA should contain only one prayer or one series of alternative prayer of same kind, should not be argumentative.	CH-X, R-2 (i) (a) & (b)
301.69	IA supported by affidavit mentioning grounds and facts on which application is based be filed.	CH-X, R-2 (i)(c)
301.70	Exact period of delay (No. of days) and the reasons thereof be clearly stated in the application for condonation of delay in filing/re-filing.	CH-X, R-2 (i)(c) and order dated 20.09.2007 of HJIC(OS)
301.71	Advance copy of application be served on the opposite party/ies	CH-X, R-2 (i) (d)
301.72	Applicant to intimate (by any or all modes including sms/e-mail/fax or any other mode) all Advocates in the matter about filing and likely date of listing of application giving an undertaking to the effect that all parties to the litigation have been duly served, along with written proof thereof.	CH-X, R-2 (i) (d) & 2 (ii)
301.73	Original/Certified copy of decree/order/judgment be filed	DHC(OS) Rules & CPC
301.74	Schedule of properties be filed and signed	CH-XXIX
301.75	It should be stated how execution petition is maintainable	DHC (OS) Rules
301.76	Statement be given by every petitioner with declaration that no similar/identical petition has/had been filed earlier	CH-III, R-7
301.77	Affidavit be filed in support of plaint/petition/suit/application duly attested and identified	CH-XIX, CPC DHC (R&O) volume IV CH-XII
301.78	Parental details/age/complete address/occupation, if any be given in the affidavit	CH-XIX, CPC DHC (R&O)
301.79	Necessary averment be given in the affidavit if signed in vernacular	CH-XIX R-7(b)
301.80	No modifications are allowed on affidavit, it should be re-typed and attested	CH-XIX R-7(b)
301.81	Affidavits signed outside India, shall be signed and apostilled in accordance with the provisions of the Hague Convention Abolishing the Requirement of Legalization for Foreign Public Documents, 1961	CH-XIX R-7(c)
107	Description of any other defect(s)	

**HIGH COURT OF DELHI**

**CASE TYPE : TESTAMENTARY/PROBATE JURISDICTION**

Common Objection List

**DEFECTS**

**RELEVANT PROVISION**

201.1	One-time PF to be filed by the plaintiff at the time of filing of the plaint/petition/suit and by the defendant at the time of filing of the written statement.	CH-I, R-13 & CH-VI, R-2
201.2	Plaint/petition/suit be typed on A-4 size white paper	CH-III, R-1(ii)
201.3	Plaint/petition/suit be fairly and legibly typed	CH-III, R-1(ii)
201.4	Plaint/petition/suit be typed in double spacing with 14 font size	CH-III, R-1(ii)
201.5	Plaint/petition/suit with proper Margin (L-3,cm, R-1 cm, Top-3 cm & Bottom-2 cm) be maintained	CH-III, R-1(ii)
201.6	Plaint/petition/suit be titled "In the High Court of Delhi"	CH-III, R-1(iii)
201.7	Jurisdiction to be stated, whether, Original, Civil, Testamentary or Intestate, in which it is presented	CH-III, R-1(iii)
201.8	Pecuniary and territorial jurisdiction be given	CPC
201.9	Plaint/petition/suit be divided into paragraphs, numbered, consecutively.	CH-III, R-1(iv)
201.10	Each paragraph of plaint/petition/suit should contain as nearly as may be, a separate allegation.	CH-III, R-1(iv)
201.11	Plaint/petition/suit be paginated numerically. Alpha numerical and double pagination not allowed.	CH-III, R-1(iv)
201.12	Corresponding dates of Gregorian Calendar shall also be give	CH-III, R-1(b)
201.13	Full name, parentage and other particulars including ID address, describing each party be given in memo of parties.	CH-III, R-1(c) Order of DB in WP(C) 10362/2017 dt. 21.11.2017
201.14	If suit/plaint/petition is filed in representative character, to be set out so in the beginning of the plaint.	CH-III, R-1(c)
201.15	Name of parties should bear consecutive number.	CH-III, R-1(d)
201.16	A separate line be allotted to the name and description of each party.	CH-III, R-1(d)
201.17	In the event of death of a party, the original Serial No. shall not be changed; instead the heirs be sub-numbered consecutively in that particular category.	CH-III, R-1(d)
201.18	The provision of law, under which plaint, petition, original proceedings/application presented, be stated immediately after the cause title.	CH-III, R-1(e)
201.19	If suit/petition/original proceeding being instituted is also directly/substantially the subject matter of pending litigation in the court, suitable endorsement be made.	CH-III, R-1(e)
201.20	At the foot of pleading, name, enrolment number, address, phone No., mobile No., e-mail ID and all other contact particulars of the Advocate be given. Verification of pleading be done.	CH-III, R-2
201.21	Full particulars-name of road, street, lane, on Municipal or other number of House/apartment/ office/residential, commercial or industrial location, name of town or village/PO/Dist/Phone No./Mobile No./Fax No./e-mail, if any be given.	CH-III, R-3
201.22	Non-filing clause-that no such similar proceedings in the same matter had previously been filed.	CH-III, R-7
201.23	The plaint/petition/application/document be accompanied by an index with details and page numbers	CH-IV, R-1
201.24	Thumb impression be identified with name and LTI or RT	-
201.25	Sufficient No. of copies of the plaint, petition, application or documents be filed for service on opposite party	CH-IV, R-1(c)
201.26	It be specified in the Index, in whose custody, power, control and possession the documents(s) is/are and the basis on which such statement is made.	CH-IV, R-1(d)
201.27	In case of accounting or an electronically maintained record, a certificate from an internal Accountant or an external auditor to be filed and an affidavit certifying the correctness of document(s) be filed.	CH-IV, R-1(e)
201.28	An affidavit 65-B of Indian Evidence Act, 1872 be filed, if applicable.	CH-IV, R-1 (e)
201.29	Jurisdiction value be fixed for each relief separately and ad-valorem court fees be paid accordingly	CPC, CF Act
201.30	List of dates/brief synopsis shall accompany suit/plaint/petition before memo of parties	Order dt. 9.11.2016 in CS (Comm) 1267/2016 & Practice direction no. 8 issued u/s 18 of Commercial Courts Act, 2015
201.31	Cause of action be specifically stated in the plaint/petition before pecuniary valuation para	CPC & practice directions no. IX dated 17.11.2015

201.32	It should be stated how the suit is maintainable w.r.t. Jurisdiction value /nomenclature	CPC, Comml. Courts Act,2015 & DHC (OS) Rules 2018
201.33	Duplicate set of <u>plaint/petition/suit</u> be filed	O-IV, R-1 CPC
201.34	Correct provision of law be given in the heading of appeal/ petition/ application	CH-III, R-1(e)
201.35	Proper prayer clause/heading be made. IA to contain only one prayer or series of alternate <u>prayer</u> of same kind.	CH-IV, R-1 & CH-X, R-2
201.36	Corrections (if any) are not allowed in cause title, Index and Memo of parties. All other corrections/addition should be legible and initialized by the Counsel/filing person	CH-III, R-4 & Order dt. 20.9.2011 in WP(C) No. 6875/2011
201.37	Petition/Suit/Application be split into volumes with maximum of 200 pages in one volume with separate index.	-
201.38	English translation of vernacular documents be filed	CH-III, R-1(i) & R-5 of DHC(OS) Rules 2018
201.39	Tribunal should not be made a party	Order dt. 08.12.2006 in WP(C) 18208/ 2006 of DB
201.40	Notice u/s 80 CPC be filed, if required	CPC
201.41	A specific averment with regard to Commercial dispute as per Commercial Court Act be given before the pecuniary valuation para of the plaint. Correct category code be given and verified.	Practice direction no. IX dated 17.11.2015 regarding commercial cases
201.42	Statement of truth be filed as per Commercial Courts Act, 2015. Entire pleadings be signed by the plaintiff/petitioner	O XI- R-1(3) of CPC (Amended) by Commercial Courts Act, 2015
201.43	Affidavit of clerk (of the counsel) not allowed	Order dt. 14.2.2002 in CW(C) 989/2002
201.44	Any application for extension of time to file court fee should give sufficient reasons why court fee could not be purchased in time.	Order dt. 14.12.2017 in CS (Comml.) No. 851/17
201.45	Blanks be filled	-
201.46	Proof of service be filed at the time of each filing.	Order dt. 1.10.2002 & DHC(OS)Rules 2018 – Ch-VII (R-2) CH-X, R-2(i)(d)
201.47	Fair typed copy of dim/illegible and hand written annexures/documents be filed	Order dated 05.8.2008 passed in WP(C) 5631/2008.
201.48	Certified copy of annexure/orders be filed. Underline and highlighting be deleted, if any.	Order dated 01.10.2008 passed in Bail Application No. 2046/2008
201.49	Annexures be made true copy (at the bottom of each page) and signed. Annexure number should be marked properly in the index as well as on top of the annexure filed with the petition	CH-I, Part-K(a) of DHC (O&R) Vol-1, Notification No. 537/Rules/DHC dt. 22.12.2010
201.50	Affidavit of valuation as required by S-19 of Court Fees Act, 1870	CH-XXIX R-1(i) DHC(OS) Rules 2018
201.51	Matter be filed in four parts format. Separate pagination with separate index for each part be done. Alpha numeric paging not allowed. Double pagination not allowed.	-
201.52	Caveat report be obtained and at the time of each subsequent re-filing if caveator is there, service be made to the caveator/nominated counsel	Notification No. 116/Rules/DHC dt. 12.2.2004 CH-4-F(b), DHC (O&R) Vol.V & CH- XXX, DHC(OS) Rules, 2018
201.53	Case No. and cause title be clearly mentioned in the Vakalatnama	CH-V, R-1(vi)
201.54	Date of execution of vakalatnama with Endorsement in token of acceptance with date of acceptance be mentioned on Vakalatnama	CH-V, R-3(i)
201.55	Name, enrolment No., address, Ph. No., mobile No., e-mail id and all other contact particulars of advocate for service be given in the Vakalatnama	CH-V, R-3(ii)
201.56	Advocate welfare stamp of Rs. 10/ + Court fee Rs. 3/ be affixed on the vakalatnama	Circular dated 26.10.2009 based on court's order dated 08.10.2009 passed in WP(C) 7651/2009
201.57	Vakalatnama disclosing the name of the party signing and seal if any of the party be filed	CH-V, R-1(i)
201.58	Authorization letter/copy of document/instrument of signing party be filed	CH-V, R-1(ii)

201.59	Signature of the person (s) to be put in seriatim with serial No./name in the Vakalatnama	CH-V, R-1(iv) And circular dated 26.10.2009 based on order dated 08.10.2009 passed in WP(C) 7651/2009
201.60	In case of execution of single Vakalatnama in favour of more than one advocate, name and particulars of each advocates to be clearly mentioned	CH-V, R-1(v)
201.61	Proof of service/endorsement of advance service of WS be filed	CH-VII, R-2(i)
201.62	List of documents be filed as per Order XI of CPC amended by the Commercial Courts Act	O XI- R 1(2) of CPC (Amended) by Commercial Courts Act, 2015
201.63	A certificate by way of affidavit under Order XI Rule 6 (3) of the Commercial Courts Commercial Division & Commercial Appellate Division of High Courts Act, 2015 be filed for electronic documents, if any	O XI- R 6(3) of CPC (Amended) by Commercial Courts Act, 2015
201.64	IA should contain only one prayer or one series of alternative prayer of same kind, it should not be argumentative.	CH-X, R-2 (i) (a) & (b)
201.65	IA supported by affidavit mentioning grounds and facts on which application is based be filed	CH-X, R-2 (i)(c)
201.66	Exact period of delay (No. of days) and the reasons thereof be clearly stated in the application for condonation of delay in filing/re-filing.	CH-X, R-2 (i)(c) and order dated 20.09.2007 of HJIC(OS)
201.67	Advance copy of application be served on the opposite party/ies	CH-X, R-2 (i) (d)
201.68	Applicant to intimate (by any or all modes including sms/e-mail/fax or any other mode) all Advocates in the matter about filing and likely date of listing of application giving an undertaking to the effect that all parties to the litigation have been duly served. Along with written proof thereof	CH-X, R-2 (i) (d) & 2 (ii)
201.69	Original death certificate be filed	CH- XXIX
201.70	Original Will be filed	CH- XXIX
201.71	Affidavit of attesting witness of Will be filed	CH- XXIX, R-1
201.72	Schedule of property be filed and placed in petition part i.e. Index-I	CH- XXIX R-1(i-ii)
201.73	Affidavit of valuation be filed with petition as required by S-19 of Court Fees Act, 1870	CH- XXIX R 1(i-ii)
201.74	List of documents be filed as per Order XI of CPC amended by the Commercial Courts Act	O XI- R 1(2) of CPC (Amended) by Commercial Courts Act, 2015
201.75	Affidavit be filed in support of plaint/petition/suit/application duly attested and identified	CH-XIX, CPC DHC (R&O) volume IV CH-XII
201.76	Parental details/age/complete address/occupation, if any be given in the affidavit	CH-XIX, CPC DHC (R&O)
201.77	Necessary averment be given in the affidavit, if signed in vernacular	CH-XIX R-7(b)
201.78	No modifications are allowed on affidavit, it should be re-typed and attested	CH-XIX R-7(b)
201.79	Affidavits signed outside India, shall be signed and apostilled in accordance with the provisions of the Hague Convention Abolishing the Requirement of Legalization for Foreign Public Documents, 1961	CH-XIX R-7(c)
107	Description of any other defect(s)	

**HIGH COURT OF DELHI**

**CASE TYPE : CS(COMM)/COUNTER CLAIM (COMM)**

Common Objection List

**DEFECTS**

**RELEVANT PROVISION**

102.1	One-time PF to be filed by the plaintiff at the time of filing of the plaint/suit/petition and by the defendant at the time of filing of the written statement.	CH-I, R-13 & CH-VI, R-2
102.2	Plaint/suit/petition be typed on A-4 size white paper	CH-III, R-1(ii)
102.3	Plaint/suit/petition be fairly and legibly typed	CH-III, R-1(ii)
102.4	Plaint/suit/petition be typed in double spacing with 14 font size	CH-III, R-1(ii)
102.5	Proper Margin (L-3,cm, R-1 cm, Top-3 cm & Bottom-2 cm) be maintained	CH-III, R-1(ii)
102.6	Plaint/suit/petition be titled "In the High Court of Delhi"	CH-III, R-1(iii)
102.7	Jurisdiction to be stated, whether, Original, Civil, Testamentary or Intestate, in which it is presented	CH-III, R-1(iii)
102.8	Pecuniary and territorial jurisdiction be given	CPC
102.9	Plaint/suit/petition be divided into paragraphs, numbered, consecutively.	CH-III, R-1(iv)
102.10	Plaint/suit/petition should contain each paragraph as nearly as may be, a separate allegation.	CH-III, R-1(iv)
102.11	Plaint/petition/suit be paginated numerically. Alpha numerical and double pagination not allowed.	CH-III, R-1(iv)
102.12	Corresponding dates of Gregorian Calendar shall also be given	CH-III, R-1(b)
102.13	Full name, parentage and other particulars including email ID address, describing each party be given in memo of parties.	CH-III, R-1(c) Order of DB in WP(C) 10362/2017 dt. 21.11.2017
102.14	If suit/plaint/petition is filed in representative character, to be set out so in the beginning of the plaint.	CH-III, R-1(c)
102.15	Name of parties should bear consecutive numbers.	CH-III, R-1(d)
102.16	A separate line be allotted to the name and description of each party.	CH-III, R-1(d)
102.17	In the event of death of a party, the original Serial No. shall not be changed; instead the heirs be sub-numbered consecutively in that particular category.	CH-III, R-1(d)
102.18	The provision of law, under which plaint, petition, original proceedings/application presented, be stated, immediately after the cause title.	CH-III, R-1(e)
102.19	If suit/petition/original proceeding being instituted is also directly/substantially the subject matter of pending litigation in the Court, suitable endorsement be made.	CH-III, R-1(e)
102.20	At the foot of pleading, name, enrolment number, address, phone No., mobile No., e-mail ID and all other contact particulars of the Advocate be given. Verification of pleading be done.	CH-III, R-2
102.21	Full particulars-name of road, street, lane, on Municipal or other number of House/apartment/office/residential, Commercial or industrial location, name of town or village/PO/Distt/Phone No./Mobile No./Fax No./e-mail, if any be given.	CH-III, R-3
102.22	Non-filing clause-that no such similar proceedings in the same matter had previously been filed..	CH-III, R-7
102.23	The plaint/petition/application/document be accompanied by an index with details and page numbers.	CH-IV, R-1
102.24	Thumb impression be identified with name and LTI or RTI	-
102.25	Sufficient No. of copies of the plaint, petition, application or documents be filed for service on opposite party	CH-IV, R-1(c)
102.26	It be specified in the Index, in whose custody, power, control and possession the document(s) is/are and the basis on which such statement is made.	CH-IV, R-1(d)
102.27	In case of accounting or an electronically maintained record, a certificate from an internal Accountant or an external auditor to be filed and an affidavit certifying the correctness of document(s) be filed.	CH-IV, R-1(e)
102.28	An affidavit 65-B of Indian Evidence Act, 1872 be filed, if applicable.	CH-IV, R-1 (e)
102.29	Jurisdiction value be fixed for each relief separately and ad-valorem Court fees be paid accordingly	CPC, CF Act,
102.30	List of dates/brief synopsis shall accompany suit/plaint/petition before memo of parties.	Order dt. 9.11.2016 in CS (Comm) 1267/2016 & Practice direction no. 8 issued u/s 18 of Commercial Courts Act, 2015
102.31	Cause of Action be specifically stated in the plaint before pecuniary valuation para	CPC & practice directions no. IX dated 17.11.2015
102.32	It should be stated how the suit is maintainable w.r.t. Jurisdiction value /nomenclature	CPC, Comm Courts Act,2015 & DHC (OS) Rules 2018
102.33	Duplicate set of plaint/petition be filed	O-IV, R-1 CPC
102.34	Correct provision of law be given in the heading of appeal/ petition/ application	CH-III, R-1(e)

102.35	Proper prayer clause/heading be made. IA to contain only one prayer or series of alternate prayer of same kind.	CH-X, R-2
102.36	Corrections (if any) are not allowed in cause title, Index and Memo of parties. All other corrections/addition should be legible and initialized by the Counsel/filing person	Order dt. 20.9.2011 in WP(C) No. 6875/2011
102.37	Petition/Suit/Application be split into volumes with maximum of 200 pages in one volume with separate index.	-
102.38	English translation of vernacular documents be filed	CH-III, R-1(i) & R-5 of DHC(OS) Rules 2018
102.39	Tribunal should not be made a party	Order dt. 08.12.2006 in WP(C) 18208/ 2006 of DB
102.40	Notice u/s 80 CPC be filed, if required	CPC
102.41	A specific averment with regard to Commercial dispute as per Commercial Court Act be given before the pecuniary valuation para of the plaint. Correct category code be given and verified.	Notification No. 116/Rules/DHC dt. 12.2.2004 CH-4-F(b), DHC(O&R) Vol.V & CH-XXX, DHC(OS) Rules, 2018
102.42	Statement of truth be filed as per Commercial Courts Act, 2015. Entire pleadings be signed by the plaintiff/petitioner	O XI- R-1(3) of CPC (Amended) by Commercial Courts Act, 2015
102.43	Affidavit of clerk (of the counsel) not allowed	Order dt. 14.2.2002 in CW(c) 989/2002
102.44	Any application for extension of time to file Court fee shall give sufficient reasons why Court fee could not be purchased in time.	Order dt. 14.12.2017 in CS (Comm) No. 851/17
102.45	Blanks be filled	-
102.46	Proof of service be filed at the time of each filing.	Order dt. 1.10.2002 & DHC(OS)Rules 2018 – Ch-VII (R-2)
102.47	Fair typed copy of dim/illegible and hand written annexures/documents be filed	Order dated 5.8.2008 passed in WP(C) 5631/2008.
102.48	Certified copy of annexure/orders be filed. Underline and highlighting be deleted, if any.	Order dated 01.10.2008 passed in Bail Application No. 2046/2008
102.49	Annexure be made true copy (at the bottom of each page) and signed. Annexure number should be marked properly in the index as well as on top of the annexure filed with the petition	Notification No. 537/Rules/DHC dt. 22.12.2010
102.50	Affidavit of valuation as required by S-19 of Court Fees Act, 1870	CH-XXIX R-1(i) DHC(OS) Rules 2018
102.51	Matter be filed in four parts format. Separate pagination with separate index for each part be done. Alpha numeric paging not allowed. Double pagination not allowed.	-
102.52	Caveat report be obtained and at the time of each subsequent re-filing if caveator is there, service be made to the caveator/nominated counsel	Notification No. 116/Rules/DHC dt. 12.2.2004 CH-4-F(b), DHC (O&R) Vol.V & CH- XXX, DHC(OS) Rules, 2018
102.53	Case No. and cause title be clearly mentioned in Vakalatnama	CH-V, R-1(vi)
102.54	Endorsement in token of acceptance with date of acceptance be made on the Vakalatnama	CH-V, R-3(i)
102.55	Name, enrolment No., address, Ph. No., mobile No., e-mail id and all other contact particulars of advocate for service be given on Vakalatnama	CH-V, R-3(ii)
102.56	Advocate welfare stamp of Rs. 10/ + Court fee Rs. 3/ be affixed on the Vakalatnama	Circular dated 26.10.2009 based on Court's order dated 08.10.2009 passed in WP(C) 7651/2009
102.57	Vakalatnama disclosing the name of the party signing and seal if any of the party be filed.	CH-V, R-1(i)
102.58	Authorization letter/copy of document/instrument of signing party be attached with the Vakalatnama, be filed	CH-V, R-1(ii)
102.59	Signature of the person (s) to be put in seriatim with serial No./name on Vakalatnama.	CH-V, R-1(iv) And circular dated 26.10.2009 based on order dated 08.10.2009 passed in WP(C) 7651/2009
102.60	In case of execution of single Vakalatnama in favour of more than one advocate, name and particulars of each advocates to be clearly mentioned	CH-V, R-1(v)

102.61	Proof of service/endorsement of advance service of WS be filed	CH-VII, R-2(i)
102.62	Affidavit of admission/denial of plaintiff's documents be filed by defendant along with written statement/counter claim, without which the WS/CC shall not be taken on record.	CH-VII, R-3
102.63	Documents on which the defendants intend to rely to be filed along with the written statement.	CH-VII, R-2(i)
102.64	Affidavit of admission/denial of defendant's documents to be filed by plaintiff along with replication without which the replication shall not be taken on record.	CH-VII, R-6
102.65	Affidavit of admission/denial of defendant's filed with the counter claim to be filed along with the counter claim.	CH-VII, R-10 (b) & (c)
102.66	List of documents be filed as per order XI of CPC amended by the Commercial Courts Act	O XI- R 1(2) of CPC (Amended) by Commercial Courts Act, 2015
102.67	A certificate by way of affidavit under Order XI Rule 6 (3) of the Commercial Courts Commercial Division & Commercial Appellate Division of High Courts Act, 2015 be filed for electronic documents, if any	O XI- R 6(3) of CPC (Amended) by Commercial Courts Act, 2015
102.68	IA should contain only one prayer or one series of alternative prayer of same kind, should not be argumentative.	CH-X, R-2 (i) (a) & (b)
102.69	IA supported by affidavit mentioning grounds and facts on which application is based.	CH-X, R-2 (i)(c)
102.70	Exact period of delay (No. of days) and the reasons thereof be clearly stated in the application for condonation of delay in filing/re-filing.	CH-X, R-2 (i)(c) and order dated 20.09.2007 of HJIC(OS)
102.71	Advance copy of application be served on the opposite party/ies	CH-X, R-2 (i) (d)
102.72	Applicant to intimate (by any or all modes including sms/e-mail/fax or any other mode) all Advocates in the matter about filing and likely date of listing of application giving an undertaking to the effect that all parties to the litigation have been duly served. Along with written proof thereof.	CH-X, R-2 (i) (d) & 2 (ii)
102.73	Affidavit be filed in support of plaint/petition/suit/application duly attested and identified	CH-XIX, CPC DHC (R&O) volume IV CH-XII
102.74	Parental details/age/complete address/occupation, if any be given in the affidavit	CH-XIX, CPC DHC (R&O)
102.75	Necessary averment be given in the affidavit, if signed in vernacular	CH-XIX R-7(b)
102.76	No modifications are allowed on affidavit, it should be re-typed and attested	CH-XIX R-7(b)
102.77	Affidavits signed outside India, shall; be signed and apostilled in accordance with the provisions of the Hague Convention Abolishing the Requirement of Legalization for Foreign Public Documents, 1961	CH-XIX R-7(c)
107	Description of any other defect(s)	