

12 CS (COMM.) 97/25

RAM BILASH AGGARWAL SOLE PROPRIETOR OF MS
SHIVAM MINERAL SUPPLIERS VS. NKG
INFRASTRUCTURE LTD

25.09.2025 (At 11:21 AM)

Present: Sh. Parveen Kumar Aggarwal, ld. counsel for
plaintiff.

Ms. Payal Singh, ld. counsel for defendant.

Screenshot of online filing has been filed on behalf of
defendant to show that WS was filed online on 23.06.2025.

Submissions heard on application under Order VIII
Rule 1 CPC. Except for one reason that defendant was in process
of compiling and reconciling the entire record including bank
statement and proceedings before NCLT, I do not find any further
factual reasons given to explain the delay in filing this WS on
118th day after service of the summons.

Therefore, as far as any bona fide reasons are
concerned, I am unable to find so. However, keeping in view the
fact that same is filed within 120 days, WS is taken on record,
subject to cost of Rs.20,000/- to be paid by defendant to plaintiff
by next date of hearing.

Put up on 04.12.2025, for arguments on application
under Order VII Rule 11 CPC.

Plaintiff is now at liberty to file replication along with
affidavit of admission/denial. Advance copy of replication and
affidavit must be supplied to opposite counsel.

(Pulastya Pramachala)
District Judge (Commercial Court-01),
Patiala House Courts Complex,
New Delhi/25.09.2025