

8 CS (COMM.) 663/25

ARJUN KANT v. DARWIN PLATFORM GROUP OF COMPANIES

20.07.2026 (At 11:00 a.m.)

Present: Sh. Gunjan Joshi, ld. counsel for plaintiff.
Sh. Rohit Jain, ld. counsel for defendant.

1. Cost has been paid to ld. counsel for plaintiff by ld. counsel for defendant.
2. On behalf of defendant, fresh application under Order VIII Rule 1 CPC has been filed. Another application under Order XI Rule 1 CPC along with fresh list of documents and the documents which were filed earlier as well, fresh Statement of Truth in respect of WS and copy of notice under Order XI Rule 5 CPC as given to ld. counsel for plaintiff by defendant, have been filed.
3. To start with, through notice under Order XI Rule 5 CPC, defendant had called upon plaintiff to produce sub sub license agreement dated 15.07.2021. In response to that notice, ld. counsel for plaintiff has tendered the said original agreement on the record today. Accordingly, purpose of this notice stands satisfied.
4. Though defendant has filed application under Order XI Rule 1 CPC, however, the purpose is explained to be filing amended list of documents and defendant does not seek to file any additional document. In that situation, the amended/fresh list of documents is taken on record.
5. As far as application under Order VIII Rule 1 CPC is concerned, defendant was reportedly served on 11.02.2026 and the WS was filed online on 24.03.2026. There was delay of fourteen (14) days

in filing the WS. Ld. counsel for plaintiff submits that since WS has been filed after period of 30 days, the delay may not be condoned.

6. Though in the application, applicant has mentioned about delay of four (4) days only, however, keeping in view the other reasons given therein, delay is condoned and WS is taken on record.
7. Now, arguments were to be heard on application u/s. 8 of Arbitration and Conciliation Act, however, time sought on behalf of plaintiff to come prepared for arguments on this application along with relevant case laws. Put up for argument on that application on 24.09.2026.

(Pulastya Pramachala)
District Judge (Commercial Court-01),
Patiala House Courts Complex,
New Delhi/20.07.2026 (*r.k.*)