

4 CS (COMM.) 663/25

Arjun Kant Vs. Darwin Platform Group Of Companies

16.05.2026 (At 12:14PM)

Present : Sh. Upmanyu Ganguly and Sh. Gunjan Joshi, Ld.

Counsels for the plaintiff.

Sh. Gaurav Dixit, Advocate/proxy Counsel for the defendant.

One written statement; Statement of Truth; application under Order VIII Rule 1 CPC; affidavit of admission/denial; Board Resolution with one list of documents were filed on behalf of defendant no.1 on 27.03.2026. One application under Section 8 of Arbitration and Conciliation Act was also separately filed on behalf of defendant with this written statement itself. Advance copy of everything was given to the plaintiff.

I have perused the same. Statement of Truth is having blank spaces as well as hand made addition/correction without any authentication. Even application under Order VIII Rule 1 CPC is also having handmade addition/correction without authentication. List of documents, so filed by the defendant is also not as per requirements provided under Commercial Courts Act.

Counsel for plaintiff pointed out that only a photocopy of agreement of arbitration has been filed with the application. Initially Mr. Gaurav Dixit submitted that original is lying on the record and after checking the record, he seeks time to file the original/certified copy of the same. He further sought time to consult his senior. In the interest of justice, one opportunity is being given to the defendant to satisfy the requirement of law, be it

regarding application under Section 8 of Arbitration and Conciliation Act or be it regarding pleadings in a commercial suit. A cost of Rs.5,000/- is being imposed upon the defendant for this adjournment, to be paid to the plaintiff by next date of hearing.

It is further made clear that on next date proxy counsel shall not be entertained.

Put up this matter on **20.07.2026**.

Pulastya Pramachala
District Judge (Commercial Court)-01
Patiala House Court, New Delhi.
16.05.2026