

CS (COMM) 596/2026
M/S. FERCAM INDIA PVT. LTD. VS. M/S. NCUBE
LOGISTICS SOLUTION INDIA PVT. LTD.

07.09.2026

Present: Sh. Sandeep Kumar Karn, Ld. Counsel for the
plaintiff.

Fresh suit for recovery of the amount of EUR 23,643.18 or Rs.26,57,257/- alongwith interest under the provisions of the Commercial Courts Act has been received by way of assignment. It be checked and registered.

The plaintiff has already placed on record alongwith the plaint Non-Starter Report issued by South West District Legal Service Authority to show that Pre-Institution Mediation process was adhered to by the plaintiff.

Ld. Counsel for the plaintiff has pointed out that as per the Whatsapp messages, the defendant had undertaken to pay the amount to the plaintiff and since the office of the plaintiff is situated within the jurisdiction of Dwarka Courts, this Court has jurisdiction to entertain and to try the present suit.

Heard.

Issue summons for settlement of issues to the defendant/defendants on filing of PF/RC/Speed Post/approved courier service and through all modes including electronic mode for **08.10.2026**. Steps be taken within 7 days.

The defendant/defendants be informed to file WS within a period of 30 days from the date of service/receipt of

- 2 -

summons (in compliance of directions issued in case titled as 'Machine Tools Aids India versus M/s GNC Infra LLP & Another' CM (M) No. 1325/2022) with advance copy to the plaintiff and that filing of WS in commercial suit in 120 days period is mandatory and no extension can be granted.

A copy of the order be also sent to defendant/defendants in terms of the decision of Hon'ble High Court of Delhi in CM (M) NO. 136/2020 North Delhi Municipal Corporation Vs. M/s Dhingra Constructions Company.

RAJ KUMAR
District Judge (Commercial Court)-01,
(SW)-Dwarka Courts, New Delhi
07.09.2026