

14.03.2026

File is taken up today as 02.03.2026 was declared a holiday by the Hon'ble High Court of Delhi.

Present: Sh. Ajay Tripathi, Ld. Counsel for counter-claimant/
defendant along with counter-claimant
Mr. Kamal Garg, Ld. Counsel for respondent/non-
counter-claimant/plaintiff with non-counterclaimant

This Counterclaim has been received to this Court by way of e-filing on 10.09.2025. The counterclaim is without Court Fees. The Court fees have not been paid despite giving 03 effective opportunities. Further, in terms of Order 8 Rule 6A CPC, counterclaim could have been filed by the counter-claimant with the WS or before the time when the limitation for defence of the defendant expires. In the present case, in the main case, WS has already been filed on 05.07.2025 whereas the counter-claim has been filed on 10.09.2025, without Court Fees. Therefore, an opportunity is given to the counter-claimant/defendant to explain as to how the counter-claim is maintainable as per law.

Put up this matter for further proceedings on 29.04.2026.

(Shailender Malik)
District Judge (Commercial)-02
North District, Rohini Courts,
Delhi/14.03.2026