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\* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CS(COMM) 187/2025

BRILLTECH ENGINEERS PRIVATE LIMITED

...Petitioner

Through : Mr. Ankur Singhal,  
Advocate.  
Mob. 9811126091.

versus

NKG INFRASTRUCTURE LIMITED AND ANR.

...Respondents

Through : Mr. Prakhar Tiwari and  
Mr. Aalok Tiwari,  
Advocates.  
Mob. 8800726145.

CORAM:

REGISTRAR (ORIGINAL) MR. ALOK MADAN

## ORDER

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05.03.2025

The present case has been received in this Court by way of transfer from the Court of Mr. Anurag Sain, District Judge (Commercial Court-01), New Delhi District, Patiala House Courts, New Delhi through the learned Principal District & Sessions Judge (Officiating), Patiala House Courts, New Delhi, in compliance with the directions passed by this Hon'ble Court in TR.P. (C) No. 107/2024 titled "*NKG Infrastructure Limited v. Brilltech Engineers Pvt Ltd & Anr.*" vide Order dated 14.02.2025. The relevant portions of the said Order dated 14.02.2025 read as under:-

"Learned counsel for the petitioner submits that he has filed a suit, CS(Comm.) No. 2/2025, titled *NKG Infrastructure Limited vs.*



*Brilltech Engineers Pvt. Ltd. & Anr.*, before this Court. He further submits that he had initially preferred a counterclaim in CS(Comm.) No. 263/2024. However, the counter claim was not registered. Subsequently, since the claim exceeded the pecuniary jurisdiction of the District Court, the petitioner filed the counter-suit, CS(Comm.) No. 2/2025, before this Court.

Learned counsel for the petitioner contends that, to avoid any conflict in orders or judgments, it would be in the interest of justice for both suits to be tried by the same Court.

... ..

In view of the above, CS(Comm.) 263/2024 is withdrawn from the learned District Judge (Commercial Court)-01, Patiala House Court, New Delhi, and transferred to this Court.

A copy of this order be sent to the learned Principal District & Sessions Judge, Patiala House Court, New Delhi, who is directed to transmit the entire record of CS(Comm.) 263/2024 to this Court.

The parties shall appear before the learned Registrar General on 28.02.2025.”

Vide order dated 28.02.2025, the learned Registrar General directed to list the matter before Registrar (Original) on 05.03.2025 for further proceedings.

Let the records of the present case be arranged as per the rules and practice of the Original Side of this Court and the same be listed on **17.03.2025**, subject to orders of Hon’ble The Judge-In-Charge (Original Side), before the Hon’ble Court {***before which CS (Comm.) 2/2025 is pending***}.

The pending I.A.(s), if any, be also numbered as per the extant rules and practice of this Court and the corresponding numbers be also mentioned in the respective Replies and Rejoinders, if any.

**REGISTRAR (ORIGINAL)**

**MARCH 05, 2025**