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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

CNR No. DLHC011098062025

+ **CS(COMM) 150/2026**

**NATIONAL HIGHWAY INFRASTRUCTURE DEVELOPMENT
CORPORATION LIMITED**Plaintiff

Through: Mr. Abhinav Mukerji, Senior Advocate
alongwith Mr. S.K. Pandey, Ms.
Mallika Ranjan, Ms. Archita Nigam and
Ms. Bihu Sharma, Advocates.

versus

PUNJAB NATIONAL BANK AND ORS ...Defendants

Through: Mr. Ankit Raj, Standing Counsel
alongwith Mr. Sourabh Mishra,
Advocate for Punjab National
Bank/D-1.
Mr. Krishan Kumar and Ms. Priya
Pathak, Advocates for Canara
Bank/D-3.

**CORAM:
HON'BLE MR. JUSTICE TUSHAR RAO GEDELA**

ORDER

% **03.09.2026**

I.A. 4269/2026(Pre-Institution Mediation)

1. This is an application filed by the plaintiff seeking exemption from instituting pre-litigation Mediation under Section 12A of the Commercial Courts Act, 2015 (hereinafter referred to as '*CC Act*').
2. As per the order dated 14.07.2026, the mediation report discloses the *non starter*.
3. Accordingly, the application is disposed of and the matter is listed today for admission hearing.



I.A. 5632/2026 (Additional Documents)

4. The present application has been filed on behalf of the plaintiff under Order XI Rule 1(4) of the Code of Civil Procedure, 1908 (hereinafter referred to as “CPC”), as applicable to commercial suits under the CC Act, seeking leave to place on record additional documents.

5. The plaintiff is permitted to file additional documents in accordance with the provisions of the CC Act and the Delhi High Court (Original Side) Rules, 2018.

6. Accordingly, the application stands disposed of.

I.A. 5647/2026 (Under Order VI Rule 17 r/w Section 151 of the CPC)

7. This is an application under Order VI Rule 17 read with Section 151 of the CPC filed on behalf of the plaintiff seeking amendment of the plaint.

8. Issue notice.

9. Notice is accepted by Mr. Akhil Raj, learned standing counsel for defendant no.1 and Mr. Krishan Kumar, learned counsel for defendant no.3.

10. Issue notice to the defendant no.2 by all permissible modes upon plaintiff taking steps within one week.

11. Reply, if any, be filed within four weeks from the date of service. Rejoinder thereto, if any, be filed within two weeks thereafter.

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12. The present suit has been instituted by the plaintiff seeking recovery of Rs.12,86,39,000/- alongwith interest.

13. Issue summons.

14. Mr. Akhil Raj, learned Standing Counsel for Punjab National Bank/defendant no.1 and Mr. Krishan Kumar, learned counsel for Canara Bank/defendant no.3 accept summons and waives issuance of the formal summons to them.

15. The written statement shall be filed by defendant no.1 and defendant



no.3 within the time stipulated from the date of service.

16. Summons be issued to defendant no.2 by all permissible modes upon the plaintiff taking steps within one week from date.

17. The summons shall state that the written statement shall be filed by the defendant within 30 days from the date of the receipt of summons. Alongwith the written statement, the defendant shall also file affidavit of admission/denial of the documents of the plaintiff, without which the written statement shall not be taken on record.

18. Liberty is granted to the plaintiff to file replication, if any, within 30 days from the receipt of the written statement. Along with the replication filed by the plaintiff, an affidavit of admission/denial of the documents of defendant be filed by the plaintiff, without which the replication shall not be taken on record.

19. In case any party is placing reliance on a document, which is not in their power and possession, its details and source shall be mentioned in the list of reliance, which shall also be filed with the pleadings.

20. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the prescribed timelines.

21. List before the Joint Registrar (Judl.) for completion of service and pleadings on 20.11.2026 and before the Court on 13.01.2027.

TUSHAR RAO GEDELA, J

SEPTEMBER 3, 2026

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