

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

COMMERCIAL SUIT NO. 79 OF 2022

Bright Performance Nutrition Pvt. Ltd.	...Plaintiff
V/s.	
ICICI Lambard General Insurance Co. Ltd.	...Defendant

Mr. Vishal Sheth with Mr. Kunal Naik, Mr. Ram Jay Narayan and Ms. Diksha Brahma i/b Mr. Bimal Rajasekhar for the Plaintiff
Ms. Varsha Chavan for the Defendant.

CORAM	:	ABHAY AHUJA, J.
DATE	:	21st AUGUST, 2025

P.C. :

1. Pursuant to the earlier orders of this Court, today when the matter is called out, it is observed from the proceedings that the Suit is an undefended Suit as no written statement has been filed within a period of 120 days.

2. Mr. Sheth, learned Counsel appears for the Plaintiff and draws this Court's attention to the order VIII Rule 10 of the Code of Civil Procedure, 1908 and submits that this Court may proceed to pronounce judgment against the Defendant or make such order in relation to the suit as the Court deems fit.

3. Ms. Chavan, learned Counsel appears for the Defendant and submits to the orders of the Court.
4. Having heard the learned Counsel and having considered their submissions, this Court directs the Plaintiff to file affidavit of evidence and compilation of documents within a period of four weeks along with the list of witnesses.
5. Discovery and inspection to be completed within a period of two weeks thereafter.
6. Statement of admission and denial be filed within a period of two weeks thereafter with copy to the other side.
7. List on **9th October, 2025** for marking of the Plaintiff's documents.
8. Let the Plaintiff's witness remain present on the next date.

(ABHAY AHUJA, J.)

Digitally
signed by
NIKITA
YOGESH
GADGIL
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