

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.11750/2026(@Diary No.45791/2026)

RAHUL KOTHARI & ANR.

Appellant(s)

VERSUS

ML MEDICAL ENTERPRISES PRIVATE LIMITED & ORS.

Respondent(s)

O R D E R

1. Delay condoned.

2. Having heard the learned counsel appearing for the appellants and having gone through the material on record, we are not inclined to entertain this Civil Appeal, more particularly, for the reason that while disposing of the appellants' complaint, the National Consumer Disputes Redressal Commission, New Delhi has granted liberty to the appellants to invoke the jurisdiction of appropriate Court and they may also invoke the provision of Section 14 of the Limitation Act, 1963 having regard to the time period spent in prosecuting the present complaint.

3. Accordingly, we dismiss the Civil Appeal with liberty to the appellants to approach the appropriate Court including Civil Court of competent jurisdiction within three months from today. If the Suit is filed within three months by the appellants, it shall be decided on merits, without raising objections on the point of limitation. Any observation made by the National Commission in the impugned Order shall not prejudice the Civil Suit to be preferred

by the appellants and the same shall be decided on its own merits and in accordance with law.

4. Pending applications, if any, also stand disposed of.

.....J
(PRASHANT KUMAR MISHRA)

.....J
(SHREE CHANDRASHEKHAR)

NEW DELHI;
22ND AUGUST, 2026

ITEM NO.9

COURT NO.9

SECTION XVII-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

CIVIL APPEAL Diary No.45791/2026

[Arising out of impugned final Judgment and Order dated 10-06-2026 in NC/CC No. 166/2024 passed by the National Consumers Disputes Redressal Commission, New Delhi]

RAHUL KOTHARI & ANR.

Petitioner(s)

VERSUS

ML MEDICAL ENTERPRISES PRIVATE LIMITED & ORS.

Respondent(s)

(IA No. 249656/2026 - CONDONATION OF DELAY IN FILING APPEAL AND
IA No. 249661/2026 - PERMISSION TO FILE ADDITIONAL
DOCUMENTS/FACTS/ANNEXURES)

Date : 22-08-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

HON'BLE MR. JUSTICE SHREE CHANDRASHEKHAR

For Petitioner(s) :

Mr. Partha Sil, AOR
Ms. Binota Roy, Adv.
Mr. Utkarsh Dwivedi, Adv.
Mr. Srijit Datta, Adv.

For Respondent(s) :

Mr. Rauf Rahim, Sr. Adv.
Mr. Ali Asghar Rahim, Adv.
Mr. Mohsin Rahim, Adv.
Mrs. Tania Tamanna, Adv.
Mr. Shekhar Kumar, AOR

UPON hearing the counsel the Court made the following
O R D E R

1. Delay condoned.
2. The Civil Appeal is dismissed, in terms of the signed order.
3. Pending applications, if any, also stand disposed of.

(VISHAL ANAND)
DEPUTY REGISTRAR

(AKSHAY KUMAR BHORIA)
COURT MASTER (NSH)

(Signed Order is placed on the file)