

General Form of Judgment or Order

In the County Court at
Clerkenwell & Shoreditch

Claim Number L02EC438

Date 1 August 2024



DSTEEL LIMITED

1st Claimant
Ref KB/KB/12578.001

BLUE CHYP LIMITED

1st Defendant
Ref

Before District Judge Bell sitting at the County Court at Clerkenwell & Shoreditch, The Gee Street Courthouse, 29-41 Gee Street, London, EC1V 3RE.

UPON the N244 Application Notice of the Applicant dated 4 April 2024 and issued 26 April 2024 AND UPON hearing counsel (Andrew McGuinness) for the Applicant and the Respondent not attending nor being represented.

AND UPON the Court being informed the representative of the Respondent had attended at the Court building but been detained as he was in possession of a knife.

AND WHEREAS this Order refers to clauses of the written contract between the parties dated 28 October 2022 (the Contract)

AND WHEREAS the Applicant provided works to the Respondent pursuant to the Contract at building projects in Folkestone and Brentford (the Projects)

IT IS ORDERED THAT:

- Pursuant to section 52 of the County Courts Act 1984 and CPR 31.16, the Respondent is ordered to give pre-action disclosure of the following classes of documents :-
 - with reference to clause 3 of the Contract, documents relating to payments made by clients to the Respondent in respect of works carried out by the Applicant in relation to the Projects;
 - with reference to clause 16 of the Contract, documents relating to any failures of the Applicant to perform or carry out works in respect of the Projects to required standards, timescales and / or instances of the Applicant being remiss with relevant and required paperwork, administration and / or signoffs.
- In relation to the ordered disclosure, the Respondent is required to specify any of those documents: which are no longer in control of the Respondent; or in respect of which the Respondent claims any right or duty to withhold inspection.
- Disclosure shall be given by disclosure statement compliant with CPR 31.10 (procedure for standard disclosure) and by the provision of copies of documents disclosed within 14 days of service of this Order.
- The Respondent shall pay to the Applicant the costs of this Application in the summarily assessed sum of £4,700 (not including VAT, the Applicant being VAT registered).

The court office at the County Court at Clerkenwell & Shoreditch, The Gee Street Courthouse, 29-41 Gee Street, London, EC1V 3RE. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number. Tel: 03001235577. Check if you can issue your claim online. It will save you time and money. Go to www.moneyclaim.gov.uk to find out more.

Produced by: D Watkins
CJR065C

5. Permission to apply as to the implementation of this order.
Dated 31 July 2024