

*c/c*

**Present: Sri Srikumar Goswami (JO Code: WB00714)**  
**Judge, Commercial Court at Alipore**  
**Title Suit 57 of 2019**  
**WBSP18-000158-2019**

Order No. 39  
19.02.2022

In the matter of:  
Suit for declaration, injunction,  
recovery of money and damages  
valued at Rs. 94,22,263.56/-

And

In the matter of:  
Global Motocorp LLP

Vs.

Satyavama Commotrade Pvt.  
Ltd. And ors.

**ORDERED**

*Today is fixed for payment of fees of the Ld. witness commissioner by both sides..*

*Both sides file their respective haziras.*

*Sri Subhashis Dasgupta, Ld. Witness Commissioner is also present today.*

*At this stage, Defendant files an application under Section 12A of the Commercial Courts Act praying for referring the matter to mediation.*

*Ld. Counsel for the Plaintiff is found absent even after repeated calls at the scheduled time of hearing.*

*However, Section 12A of the Commercial Courts Act, 2015 deals with pre-litigation mediation and since the matter has already been pending before this Court, the said petition is hereby considered and rejected.*

*Nevertheless, for exploring the possibility of amicable settlement, at this stage, I refer the instant matter for mediation and accordingly, appoint Sri Jayanta Mukherjee, empaneled Ld. Mediator of the DLSA, South 24 Parganas to mediate between the parties.*

*The Ld. Mediator shall start the mediation proceedings on **11.03.2022 at 2.00 p.m** after giving necessary intimation to both sides and submit reports by the Ld. Mediator on the date fixed.*

*Accordingly fix **11.03.2022 at 2.00 p.m** for mediation proceedings and submit report by the Ld. Mediator.*

*In course of the proceedings, Ld. Mediator can invite proposals for settlement and the same must be kept within a covered envelope and he is further directed to submit same along with their report.*

*The mediation proceedings shall be held in the Mediation Room annexed to this Court on the above date.*

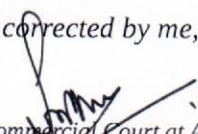
*Let a copy of this order be forwarded to the Ld. Secretary, DLSA, South 24 Parganas at Alipore with a further request to intimate about the same to Mr. Jayanta Mukherjee, empaneled Ld. Mediator.*

*Let a copy of the order send to the Ld. Mediator Mr. Jayanta Mukherjee for taking necessary action in this regard.*


*Both parties are directed to appear before Mediator on the date fixed.*

*Both parties are to act accordingly with the downloaded copy of order sheet from Ecourts App / Website.*

Dictated & corrected by me,

  
Judge, Commercial Court at Alipore  
For districts of South 24 Parganas, Purba Medinipur,  
Paschim Medinipur & Jhargram

JUDGE  
COMMERCIAL COURT AT ALIPORE

  
Judge, Commercial Court at Alipore  
For districts of South 24 Parganas, Purba Medinipur,  
Paschim Medinipur & Jhargram

JUDGE  
COMMERCIAL COURT AT ALIPORE