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

+ **CS(COMM) 109/2020 & I.A. 44209/2024**

SHRI NARESH KUMAR

.....Plaintiff

Through: Mr. B. B. Gupta and Mr. R. N. Jindal,
Adv.

versus

SHRI KRISHAN CHAUHAN

.....Defendant

Through: Mr. B. N. Gaur, Adv.

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+ **CS(COMM) 458/2024, I.A. 35336/2024, I.A. 35337/2024, I.A. 35581/2024, I.A. 35582/2024 & I.A. 35583/2024**

KRISHAN CHOUHAN

.....Plaintiff

Through: Mr. B. N. Gaur, Adv.

versus

NARESH KUMAR

.....Defendant

Through: Mr. B. B. Gupta and Mr. R. N. Jindal,
Adv.

CORAM:

HON'BLE MR. JUSTICE PURUSHAINDR KUMAR KAURAV

ORDER

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11.12.2025

I.A. 9527/2021 (under Section 8 of the A&C Act) in CS(COMM) 109/2020

1. The agreement dated 25.12.2019 supersedes the earlier agreement, including the rent agreement dated 08.04.2019. The arbitration clause on



which reliance is placed is in the rent agreement dated 08.04.2019, which cannot be pressed into service by the respondent invoking Section 8 of the Arbitration and Conciliation Act, 1996, to refer the dispute to the arbitrator.

2. Under these circumstances, the instant application does not have any merit and is accordingly rejected.

CS(COMM) 109/2020 & I.A. 44209/2024

CS(COMM) 458/2024, I.A. 35336/2024, I.A. 35337/2024, I.A. 35581/2024, I.A. 35582/2024 & I.A. 35583/2024

Let the matters be proceeded for further consideration on 23.03.2026.

PURUSHAINDR KUMAR KAURAV, J
DECEMBER 11, 2025/P/AMG