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

+ **CS(COMM) 469/2025 & I.A. 12171-12173/2025**

HIMALAYA GLOBAL HOLDINGS

LTD & ANR.

.....Plaintiffs

Through: Mr. Vishal Nagpal, Ms. Suhrita
Majumdar and Mr. Balkrishan Singh,
Advocates

versus

JEENA SIKHO LIFECARE LIMITED

& ORS.

.....Defendants

Through: None

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

11.09.2025

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I.A. 12173/2025 (seeking exemption from pre-litigation mediation)

1. This is an application filed by the plaintiffs under Section 12A of the Commercial Courts Act, 2015 read with Section 151 Code of Civil Procedure, 1908 ('CPC'), seeking exemption from instituting pre-litigation mediation.

2. Having regard to the facts that the present suit contemplates urgent interim relief and in light of the judgement of the Supreme Court in **Yamini Manohar v. T.K.D. Keerthi**¹, exemption from the requirement of pre-institution mediation is granted to the plaintiff.

3. Accordingly, the application stands disposed of.

¹ (2024) 5 SCC 815



I.A. 12171/2025 (under Order XXXIX Rules 1 & 2 CPC)

4. Learned counsel for the plaintiffs states that an ad-interim order dated 14.05.2025 has been granted in favour of the plaintiffs. He states, however, that the plaintiffs are also pressing for other reliefs sought in this application.

5. He states that the pleadings stands complete.

6. None appears on behalf of the defendants.

7. The parties are directed to file their written note of submission not exceeding three (3) pages, one (1) week prior to the next date of hearing.

CS(COMM) 469/2025

8. Learned counsel for the plaintiff states that he has filed his replication; however, there was a delay of eight (8) days beyond 30 days.

9. The delay is hereby condoned.

10. It is directed that the replication be taken on record.

11. The parties are directed to complete admission/denial of the documents.

12. List before the learned Joint Registrar (J) on **17.10.2025**.

13. List before the Court on **11.11.2025**.

MANMEET PRITAM SINGH ARORA, J

SEPTEMBER 11, 2025/msh/AJ