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

+ **CS(COMM) 468/2019**

M/S FORTIS HOSPITALS LIMITED Plaintiff

Through: Ms. Vatsala Rai, Mr. Pradyumna
Sharma and Mr. Parth Chopra,
Advocates

versus

M/S BEST HEALTHCARE PRIVATE LIMITED & ORS.

.....Defendants

Through: Ms.Devina Sehgal and Mohd
Ashaab, Advocates for D1 to D-3

Mr. Siddharth Sharma, Ms.
Anandini Rathore and Ms.
Aishwarya Singh, Advocates for
D-9/Religare Finvest Ltd.

CORAM:
HON'BLE MS. JUSTICE ASHA MENON

ORDER
25.02.2022

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[VIA VIDEO CONFERENCING]

I.A. 3171/2022 (by D-2 u/O VII R 11 CPC seeking rejection of plaint)

I.A. 3172/2022 (by D-3 u/O VII R 11 CPC seeking rejection of plaint)

I.A. 3173/2022 (by D-1 u/O VII R 11 CPC seeking rejection of plaint)

1. These applications have been filed by the defendants No.1, 2 & 3 under Order VII Rule 11 CPC for rejection of the plaint on the ground that Section 12A of the Commercial Courts Act, 2015 has not been complied with.



2. At this stage, this Court has enquired from Ms. Devina Sehgal, learned counsel for the defendants No.1 to 3, whether the defendants No.1 to 3 are willing to work out an amicable settlement through Mediation.
3. On instructions from the defendants No.1 to 3, she has expressed willingness for working out an amicable settlement through Delhi High Court Mediation and Conciliation Centre. Similarly, on instructions, Ms. Vatsala Rai, learned counsel for the plaintiff, has expressed willingness for the same.
4. In these circumstances, the parties are directed to appear before the Secretary, Delhi High Court Mediation and Conciliation Centre on 14th March, 2022 at 3 P.M. for assignment of a Mediator.
5. Learned Mediator so assigned may seek the participation of the remaining defendants in the settlement talks.
6. List before the court on 25th July, 2022 for reporting settlement, if any.
7. The date of 21st March, 2022, already fixed before the court, stands cancelled.
8. The order be uploaded on the website forthwith.

ASHA MENON, J

FEBRUARY 25, 2022

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