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

+ **TR.P.(C.) 98/2025**

MANOJ KAKKAR

.....Petitioner

Through: **Mr. Mayank Garg, Advocate.**

versus

M/S KIAASA RETAIL PVT LTD AND ANR.

.....Respondents

Through: **None.**

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

% **13.10.2025**

CM APPL. 35060/2025-Exemption

1. Exemption is allowed, subject to all just exceptions.
2. The application stands disposed of.

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3. The petitioner, *vide* the present petition, seeks transfer of Civil Suit No. Civ. DJ/530/2020 entitled “***Manoj Kakkar Vs M/s. Kiaasa Retail & Anr.***” which is pending before the Court of learned DJ-02 (W) Tis Hazari Courts, Delhi to the concerned Court of learned District Judge (Commercial Court), West District, Tis Hazari Courts, Delhi.
4. Relying upon the judgment passed by the Hon’ble Supreme Court in ***Sherawali Developers Llp Vs. Majesty Homes and Others***, (2024) 312 DLT 12, learned counsel for the petitioner submits that the present petition is *per se* maintainable.
5. Upon the petitioner taking requisite steps within a period of one week, issue notice to the respondents by all permissible modes, returnable



on 23.01.2026.

6. Reply, if any, be filed by the respondents within a period of four weeks. Rejoinder thereto, if any, be filed within a period of two weeks thereafter.

7. Considering the nature of the present petition wherein the petitioner has sought transfer of the suit from non-commercial Court to a commercial Court, there shall be stay of the proceedings before the learned Trial Court, till the next date of hearing.

SAURABH BANERJEE, J

OCTOBER 13, 2025/NA