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

+ **CS(COMM) 655/2025**

AKTIEBOLAGET VOLVO & ORS.

.....Plaintiffs

Through: Mr. Pravin Anand, Adv. with Ms. Vaishali Mittal, Mr. Siddhant Chamola and Ms. Saijal Arora, Advs. for plaintiffs.

versus

SRI VOLVO LITES & ANR.

.....Defendants

Through: None.

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

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07.07.2025

I.A. 15548/2025 (*Exemption from pre-institution mediation*)

1. The plaintiffs, *vide* the present application under *Section 12A* of the Commercial Courts Act, 2015, seek exemption from instituting pre-litigation mediation.
2. Considering the factual matrix involved, the parties are referred to pre-litigation mediation before the the Delhi High Court Mediation and Conciliation Centre, Delhi High Court (**DHCMCC**) on 16.07.2025, wherein the parties and/ or their representatives/ counsel shall be allowed to join/ appear either through video conferencing or physically.
3. Learned counsel for the plaintiffs also fairly submits that the plaintiffs are open for initiating mediation talks before the DHCMCC for trying to arrive at an amicable resolution.



4. Needless to say, the parties are to proceed in accordance with the procedure laid down for pre-litigation mediation.

5. As such, the present application is disposed of.

CS(COMM) 655/2025, I.A. 15547/2025-Stay, I.A. 15549/2025-For appointment of Local Commissioners, I.A. 15550/2025-Addlitional documents, I.A. 15551/2025-Seeking interrogatories, I.A. 15552/2025-Exemption, I.A. 15553/2025-exemption from advance service

6. Considering the response of the defendants dated 14.01.2024 as also the involvement of the well-known mark 'VOLVO', "VOLVO LITES,



"VOLVO" of the plaintiffs, it would be prudent for this Court, in the meanwhile and for the interest of justice as also the parties involved, to direct the defendants to file an affidavit(s) of one of its responsible representative along with its Balance Sheets/ Books of Accounts/ relevant statements/ ITR records and/ or any other sufficient proofs/ records maintained with it since and from when it has been dealing in/ with products bearing the trademark 'VOLVO', including the products it has manufactured, but is yet to sell, within a period of *one week* from the date of service in a Sealed Cover, which, shall be open for inspection of the plaintiffs, subject to the orders of the Court.

7. Awaiting the outcome of the pre-litigation mediation, list on 04.08.2025.

SAURABH BANERJEE, J.

JULY 07, 2025/bh