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

+ **CS(COMM) 644/2024 & I.A. 35242/2024 I.A. 35245/2024**

MANISH KUMAR JAIN

.....Plaintiff

Through: **Mr. Kartik Malhotra, Ms. Shreya
Mansi James, Advocates**

versus

JJRS ENTERPRISE

.....Defendant

Through: **Mr. Deepankar Mishra, Mr. Kartikeya
Tandon, Advocates**

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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29.08.2025

I.A. 35245/2024(seeking exemption from pre-institution mediation)

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

2. Learned counsel for the parties' state that parties have already tried mediation and it has been unsuccessful.

3. Parties jointly state that this application may be disposed of and the relief sought in the application can be granted.

4. In view of the aforesaid submissions, the application is allowed.

I.A. 35242/2024 (Under Order XXXIX Rule 1 and 2)

5. This application has been filed under Order XXXIX Rule 1 and 2



CPC.

6. Learned counsel for the defendant states that its written statement be read as a reply to this application.
7. The said statement is taken on record.
8. It is observed that the pleadings in this application are complete.
9. List before the learned Joint Registrar (J) on **09.10.2025**.
10. List before Court on **28.11.2025** for framing of issues and disposal of application.

MANMEET PRITAM SINGH ARORA, J

AUGUST 29, 2025/mt/AM