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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 784/2025**
NAYAN INDIA SCIENCE AND TECHNOLOGIES
PVT. LTD.Plaintiff

Through: Ms. Swati Sukumar, Senior Advocate
with Ms. Anju Agrawal, Ms. Manisha
Singh, Mr. Abhai Pandey, Mr.
Manish Aryan, Mr. Nishant Rai, Ms.
Akhyana Anand, Ms. Shivani Singh and
Mr. Ritik Raghuvanshi, Advocates.

versus

COVERT EYE TECHNOLOGIES PRIVATE LIMITED
& ANR.Defendants

Through: Mr. Samudra Sarangi, Ms. Shruti
Raina, Mr. Lakshay Kumar and Miss
Yoshita Sood, Advocates.

CORAM:
HON'BLE MR. JUSTICE TEJAS KARIA

ORDER
01.09.2025

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I.A. 18566/2025 (Exemption from pre-institution Mediation)

1. This is an Application filed on behalf of the Plaintiff under Section 151 of the Code of Civil Procedure, 1908 (“CPC”), seeking exemption from instituting pre-litigation Mediation under Section 12A of the Commercial Courts Act, 2015.
2. The Defendants have filed Reply to this Application and the Rejoinder thereto has also been filed by the Plaintiff.
3. In view of the averments made in the pleadings, the Application does not survive and the same is disposed of.



I.A. 18564/2025 (U/O XXXIX Rule 1 & 2 of CPC)

4. This is an Application filed under Order XXXIX Rules 1 & 2 read with Section 151 of the CPC.
5. The learned Counsel for the Defendants submits that the Defendants have filed Reply to this Application, however, there is a slight delay of four days in filing the Reply. It is further submitted that the Defendants have filed an Application *vide* Dairy No. 6015598/2025 for condonation of delay in filing the Reply to the present Application.
6. The learned Senior Counsel for the Plaintiff does not have any objection if the Reply is taken on record.
7. In view of the above, the Application being I.A. ____/2025 (filed *vide* Dairy No. 6015598/2025) is allowed. The delay in filing the Reply to the present Application is hereby condoned. The Registry is directed to place the Reply on record.
8. The learned Senior Counsel for the Plaintiff submits that the Rejoinder to the Reply to the present Application is already on record.
9. List for hearing on 12.11.2025.

TEJAS KARIA, J

SEPTEMBER 1, 2025

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