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

+ **RFA(COMM) 631/2025, CM APPL. 70663/2025 & 70665/2025**

M/S SONAM FURNITURE

.....APPELLANT

Through: **Mr. Yashpal Rangi, Adv.**

versus

M/S WOOD TECH CONSULTANTS PVT LTD & ORS.

.....RESPONDENTS

Through:

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% 18.12.2025

CM APPL. 70664/2025 (Exemption)

1. Exemption allowed subject to just exceptions.
2. Application stands disposed of, accordingly.

RFA(COMM) 631/2025 along with CM APPL. 70663/2025 (Condonation of delay in filing) & CM APPL. 70665/2025 (Seeking waiving of Court fees)

1. *Vide* impugned judgment the appellant's/original plaintiff's plaint was returned for want of territorial jurisdiction by the Commercial Court. Pursuant to said order, we are informed by the counsel for appellant/original plaintiff that he has already taken recourse to proceedings before the competent Court having territorial jurisdiction *viz.* at Bangalore.
2. However, his contentions are that while recording a finding on lack of territorial jurisdiction, in the judgment under challenge, findings on merit are recorded and as such the present appeal is maintainable under *Section 13(1A)*



of the Commercial Courts Act, 2015.

3. *Section 13(1A) of the Commercial Courts Act, 2015* contemplates maintainability of an appeal against a ‘judgment and order’ and for that purpose drawing of a decree, perhaps is not contemplated.
4. Issue notice to the respondents, returnable on 25th March 2026.
5. Order be uploaded on the website of this Court.

NITIN WASUDEO SAMBRE, J

ANISH DAYAL, J

DECEMBER 18, 2025/MK/sp