

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

FAO 30/2025
CM(5368/2025).

M/S IBM ASSOCIATES,
PHARMACEUTICAL DISTRIBUTERS
TH MANAGING PARTNER(SENIOR CITIZEN).

...Appellant (s)

Through: Mr. Vaseem Aslam, Advocate &
Mr. Huzaif Ashraf Khanpori, Advocate.

VERSUS

ESWAR THERAPEUTICS PVT LTD AND ANR.

Through: Mr. Aijaz Ah. Chesti, Advocate.

...Respondent(s)

CORAM:

HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE.

ORDER
20-04-2026

01. Through the medium of the present appeal, the appellant has challenged the Order dated 15th of July, 2025 passed by the learned Additional District Judge, Srinagar.

02. A perusal of the pleadings filed by the parties before the trial court would reveal that the subject matter of the Suit relates to an agreement pertaining to distribution and the valuation of the Suit has been fixed at Rs. one crore. The dispute, therefore, qualifies as a "commercial dispute" of specified value within the meaning of the Section 2 (c) of the Commercial Courts Act.

03. The Additional District Judge, Srinagar, has been designated as a Commercial Court in addition to its ordinary jurisdiction. It appears that the impugned order has been passed by the learned trial court in its capacity as

designated Commercial Court. Therefore, the appeal against the said order would lie before the Commercial Appellate Division of this Court.

04. Accordingly, the Registry is directed to list this appeal before the Commercial Appellate Division on 8th of May, 2026.

05. Interim directions, if any, in force as on date shall continue till the next date of hearing before the Bench.

06. In order to facilitate the Registry to place the commercial matters before the appropriate Bench, it is enjoined upon the courts that have been designated as Commercial Courts, to specifically indicate so, in the title of the orders/judgments passed in commercial matters.

07. A copy of this order be circulated among all those Courts of Union Territory of Jammu & Kashmir and Ladakh that are exercising powers as Commercial Courts.

(Sanjay Dhar)
Judge

SRINAGAR
20-04-2026
Showkat Khan

