

**In the High Court at Calcutta
Commercial Division
Original Side**

CS-COM/127/2026

AMOGA GLOBEX PRIVATE LIMITED
VS
S K GUPTA AND SONS AND ANR.

BEFORE:

The Hon'ble JUSTICE ANIRUDDHA ROY

Date : September 3, 2026.

Appearance :

Mr. Chayan Gupta, Adv.
Ms. Darshana Sett, Adv.
Mr. Tanay Agarwal, Adv.
Mr. Priyansha Agarwal, Adv.
... for the plaintiff

The Court: Mr. Chayan Gupta, learned Advocate appears for the plaintiff.

In the midst of dictating the order when this Court was minded to decline the prayer for granting dispensation of requirement under **Section 12A of the Commercial Courts Act, 2015**, Mr. Gupta, prays for a further opportunity to cite some more judgments on the issue including decision of the Hon'ble Supreme Court to contend that in the facts pleaded in the instant plaint, the requirement of pre-litigation mediation can be dispensed with.

For the ends of justice, such prayer is allowed.

The matter shall appear under the heading "**Presentation of Plaint**" on **September 9, 2026**, once again for further consideration.

(ANIRUDDHA ROY, J.)