

**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 9, 2026.**

Appearance:
Mr. Chayan Gupta, Adv.
Ms. Darshana Sett, Adv.
Mr. Tanay Agarwal, Adv.
Ms. Priyanka Agarwal, Adv.
Ms. Arpita Dey, Adv.
...for the plaintiff

The Court: Mr. Chayan Gupta has presented the plaint, *inter alia*, with a prayer for dispensation of the requirement for pre-institution mediation as provided under **Section 12A of the Commercial Courts Act, 2015**. He has also sought for leave under **Clause 12 of the Letters Patent, 1865** and leave under **Order II Rule 2 of CPC**.

Since this a commercial suit, it attracts all the rigours of the **Commercial Courts Act, 2015** and as such Mr. Gupta has submitted first on the point of dispensation of requirement of pre-institution mediation. He has relied upon several judgments.

Hearing stands concluded at this stage of admission of the plaint.

Judgment stands reserved.

(ANIRUDDHA ROY, J.)