

ITEM NO.22

COURT NO.15

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (C) NO(S). 7470/2025

[Arising out of impugned final judgment and order dated 08-01-2025 in CS(COMM) No. 286/2024 passed by the High Court of Delhi at New Delhi]

SABITA JHA & ANR.

PETITIONER(S)

VERSUS

AAONE DEVELOPERS PVT. LTD.

RESPONDENT(S)

Date : 24-03-2025 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PANKAJ MITHAL
HON'BLE MR. JUSTICE S.V.N. BHATTI

For Petitioner(s) :Mr. S.S. Ray, Sr. Adv.
Mr. Manu Monga, Adv.
Mr. Shankar K. Jha, Adv.
Mr. Vaibhav Gulia, Adv.
Ms. Rakhi Ray, AOR

For Respondent(s) :

UPON hearing the counsel the court made the following
O R D E R

1. Heard Mr. S.S. Ray, learned senior counsel appearing for the petitioners.
2. The commercial suit came to be registered on 22.03.2024. Before the registration of the aforesaid commercial suit, the parties were referred to mediation by the Civil Court on 05.10.2023 but the mediation was unsuccessful.
3. The contention of learned senior counsel for the

petitioners is that on account of non-compliance of Section 12 A of the Commercial Courts Act, 2015 (for short 'the Act'), the commercial suit is not maintainable.

4. The facts as stated above, clearly reveal that there was substantial compliance of Section 12A as the matter was referred to mediation before the registration of the commercial suit.

5. In the peculiar facts and circumstances of this case, we are not inclined to accept the contention of learned senior counsel appearing for the petitioners.

6. The Special Leave Petition is dismissed. Pending application(s), if any, shall stand disposed of.

(Nidhi Mathur)
Court Master (NSH)

(Geeta Ahuja)
Assistant Registrar-cum-PS