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

+ **CS(OS) 452/2008**

BHARAT BUILDTECH PVT. LTD. Plaintiff
Through **Ms. Vibha Mahajan Seth, Advocate**

versus

PARSVNATH DEVELOPERS LTD. & ANR. Defendants
Through **Mr. Vijay Nair, Advocate**

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

% **01.03.2016**

1. Though this is a suit for declaration and recovery of moneys, and therefore, I cannot agree with the assertions of the counsel for the plaintiff that the subject suit will be a commercial dispute under Section 2(1)(c)(vii) of the Commercial Courts, Commercial Division and Commercial Appellate Division of High Courts Act, 2015. Section 2(1)(c)(vii) of the said Act pertains to agreements of immovable property used exclusively in the trade and commerce and the present suit does not pertain to any immovable property but is a suit for declaration and recovery of moneys.

2. Since an Office Order dated 24.11.2015 has been issued by Hon'ble the Chief Justice in exercise of powers conferred by Section 4 of the Delhi

High Court (Amendment) Act, 2015, whereby ordinary suits which are not commercial matters having pecuniary jurisdiction up to the value of rupees two crores cannot be tried by this Court and commercial matters up to the value of rupees one crore cannot be tried by this Court, accordingly, this suit is transferred for decision to the jurisdictional Court under the District & Sessions Judge, Patiala House Courts, New Delhi.

3. Let parties appear before the District & Sessions Judge, Patiala House Courts, New Delhi on 6th April, 2016. Suit file be made available to the District & Sessions Judge, Patiala House Courts, New Delhi, on the date fixed.

VALMIKI J. MEHTA, J

MARCH 01, 2016

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