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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CR-6914-2024

Date of decision : 01.12.2025

Sealink Immigration Services Inc.

... Petitioner

Versus

Sealink Immigration Services Pvt. Ltd.

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Ms.Jasneet Kaur, Advocate and
Mr.Pradeep Sharma, Advocate
for the petitioner.

Mr.Jagan Nath Bhandari, Advocate
for the respondent (through V.C.).

VIKAS BAHL, J.(ORAL)

1. This is a Civil Revision Petition filed under Article 227 of the Constitution of India for issuance of directions to the trial Court to expunge the written statement dated 18.07.2024 (Annexure P-7) filed by respondent-defendant as well as the reply to the application under Order 39 Rule 1 and 2 CPC.

2. On 30.10.2025, this Court was pleased to pass the following order:-

*“Present: Ms.Jasneet Kaur, Advocate and
Ms.Ananija Sharma, Advocate
for the appellants.*

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*Mr.Rishab Bhandari, Advocate and
Mr.Jagan Nath Bhandari, Advocate
for the respondent.*

Learned counsel for the petitioner has submitted that at any rate, the application under Order 39 Rules 1 and 2 CPC filed by the petitioner along with the plaint in the year 2023, to which reply has been filed, be decided expeditiously and in a time bound manner.

Learned counsel for the respondent, on the other hand, has submitted that the case is fixed for 31.10.2025 for arguments on the application seeking exemption from conducting pre-litigation mediation as mandated under Section 12-A of the Commercial Court Act. Learned counsel for the respondent has submitted that the trial Court is first required to decide the said application.

It has been jointly undertaken before this Court that the counsel appearing before the trial Court for both the parties would be ready to argue the application seeking exemption from conducting pre-litigation mediation on 31.10.2025 or on any other date which the trial Court directs them to argue and would not seek an adjournment.

Adjourned to 01.12.2025.

To be taken up after the urgent list.

October 30, 2025”

3. Learned counsel for the petitioner has brought to the notice of this Court that in pursuance of the above order dated 30.10.2025, the application filed by the petitioner seeking exemption from instituting pre-litigation mediation under Section 12-A of the Commercial Courts Act has

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been allowed and necessary permission to waive the proceedings under Section 12-A of the Commercial Courts Act has been granted vide order dated 13.11.2025. The said aspect has not been disputed by learned counsel for the respondent.

4. Learned counsel for the petitioner as well as learned counsel for the respondent have jointly submitted that the pleadings in the application under Order 39 Rules 1 and 2 CPC as well as main case have been completed.

5. Learned counsel for the petitioner has submitted that the case is now fixed for 12.12.2025 for arguments on the application under Order 39 Rules 1 and 2 CPC and has submitted that the learned counsel for the petitioner would be ready to argue the said application on the said date and has prayed that the said application be decided expeditiously in a time bound manner.

6. Learned counsel for the respondent has submitted that he has no objection to the said course of action and has assured that the learned counsel for the respondent would be ready to argue the application on the next date of hearing i.e., 12.12.2025 or any other date which the trial Court directs them to argue the same.

7. Keeping in view the above said facts and circumstances, the present revision petition is disposed of with a request to the trial Court to decide the application under Order 39 Rules 1 and 2 CPC as expeditiously

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as possible, preferably within a period of three months from 12.12.2025. As undertaken before this Court learned counsel for both the parties would be fully ready to argue the application on 12.12.2025 or any other date which the trial Court directs them to argue.

8. It is made clear that this Court has not opined on the merits of the application under Order 39 Rules 1 and 2 CPC and the same would be decided independently by the trial Court after hearing both the parties.

(VIKAS BAHL)
JUDGE

December 01, 2025.

Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No