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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(COMM) 774/2025 and I.A. 18427/2025 and I.A. 18428/2025
M/S GROVY INDIA LTD & ANR.

.....Plaintiff

Through: Mr. Aditya Wadhwa, Adv.

versus

SH. SUBHASH GUPTA & ORS.

.....Defendant

Through: Mr. Sachit K. Sahijpal, Mr. Akash Mehta, Ms. Pooja, Mr. Keshvam Punj and Mr. Jai Khapran, Advs for D-1 and 2.

CORAM:
HON'BLE MR. JUSTICE PURUSHAINDRA KUMAR KAURAV

ORDER
01.08.2025

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1. Mr. Aditya Wadhwa, learned counsel for the plaintiff, realises that he, first, has to attempt mediation under Section 12A of the Commercial Courts Act, 2015 (CC Act). He, therefore, is granted liberty to withdraw the instant civil suit reserving all rights and contentions and re-institute the same after complying with the requirement under Section 12A of the CC Act.
2. Since the suit is on its first date of hearing, the plaintiffs will be entitled to set off an equal amount of the Court fees which has been paid in the instant case, in the fresh suit, if the same is filed.
3. However, it is clarified that if the plaintiff does not institute the fresh civil suit within next six months, the entire Court fee be returned to the



plaintiffs.

4. With the aforesaid, the instant civil suit, along with pending applications, stands dismissed as withdrawn.

PURUSHAINDRA KUMAR KAURAV, J

AUGUST 1, 2025

aks/amg