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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CM(M) 2445/2025, CM APPL. 79992/2025 & 79991/2025**

M/S YORKS PHARMA & ORS.

.....Petitioners

Through: Mr. Nischal Tripathi, Advocate.

versus

M/S BANSAL ENTERPRISES

.....Respondent

Through: Mr. Atul Sahi, Ms. Tanvi Singh and
Ms. Shabnam Khan, Advocates.

CORAM:
HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

18.12.2025

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1. Petitioners/defendants have assailed order dated 17.11.2025 of the learned commercial court, whereby their application under Order VII Rule 10 CPC was dismissed, holding that since the orders for supply of goods were placed at Delhi and the goods were dispatched from Delhi, the courts in Delhi have territorial jurisdiction to entertain the suit.
2. Learned counsel for respondent appearing on advance intimation submits that the learned commercial court has already framed issues subsequent to the impugned order and one of the issues is related to territorial jurisdiction.
3. Learned counsel for petitioners, after addressing partly seeks permission to withdraw this petition with liberty to raise same grounds as raised in the present petition during trial and final arguments, without being



affected by the observations in the impugned order.

4. Accordingly, the petition and the accompanying applications are dismissed as withdrawn with liberty as sought.

GIRISH KATHPALIA, J

DECEMBER 18, 2025/dr