

**In The High Court at Calcutta
Commercial Division
Original Side**

CS-COM/39/2026

KARIWALA INDUSTRIES LIMITED
VS
GLOSTER LIMITED

**BEFORE:
The Hon'ble JUSTICE ANIRUDDHA ROY
Date : April 7, 2026.**

Appearance:
Mr. Anubhav Sinha, Adv.
Mr. Subhasis Dey, Adv.
...for the petitioner

The Court: Mr. Anubhav Sinha, learned advocate appears for the plaintiff.

In his usual fairness, he submits that there are some formal typographical mistakes principally in **paragraph 25** as it is appearing in the plaint and in addition, the supporting pleading praying for dispensation of formalities to avail of pre-litigation mediation under **Section 12-A** of the **Commercial Courts Act, 2015** has not been incorporated in the plaint, which is an essential requirement.

In view of the above, Mr. Sinha prays for withdrawal of this plaint and to file it afresh on the selfsame cause of action on the basis of the Court Fees already paid.

For the ends of justice, the plaint stands **dismissed** as withdrawn, with liberty to file afresh on the selfsame cause of action and the Court Fees

already paid shall be returned to the plaintiff and the same shall be utilized on the next plaint if it is filed within **four weeks** from date.

(ANIRUDDHA ROY, J.)

Arsad