

HIGH COURT OF BOMBAY

Directions for filing of matters to be heard and decided
by the Commercial Division and Commercial Appellate Division.

I) In all matters pertaining to Commercial Division as well as Commercial Appellate Division, henceforth, in the title it shall be mentioned that matter is accordingly filed in its Commercial Division or Commercial Appellate Division as the case may be.

For instance;

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION / APPELLATE SIDE
IN IT'S COMMERCIAL DIVISION / COMMERCIAL APPELLATE DIVISION

II) After the aforesaid title, nomenclature of Commercial Dispute matters according to different types of matters will be as follows:-

<u>SR. NO.</u>	<u>CASE TYPE</u>	<u>NOMENCLATURE / ABBREVIATIONS</u>
1	Commercial Suit	Comm. Suit - COMS
2	Commercial Arbitration Petition	Comm. Arbitration Petition - CARBP
3	Commercial Arbitration Application	Comm. Arbitration Application- CARAP
4	Commercial Arbitration Appeal	Comm. Arbitration Appeal - CARBA
5	Commercial Appeal	Comm. Appeal - COMAP
Interlocutory applications in main matters		
6	Notice of Motion in Commercial Division matters	NMCD
7	Notice of Motion in Commercial Appellate Division matters	NMCA
8	Chamber Summons in Commercial Division matters	CHSCD
9	Chamber Summons in Commercial Appellate Division matters	CHSCA

10	Review Petition in Commercial Division matters	RPCD
11	Review Petition in Commercial Appellate Division matters	RPCA
12	Contempt Petition in Commercial Division matters	CPCD
13	Contempt Petition in Commercial Appellate Division matters	CPCAD

III) For proper classification of Commercial Disputes, matters before the Commercial Division and Commercial Appellate Division, separate 'Category-Code' is indicated below :-

(A) Suits to be heard and decided by the 'Commercial Division'

<u>SR. NO.</u>	<u>SUBJECT</u>	<u>CATEGORY -CODE</u>	<u>ABBREVIATIONS</u>
1.	Ordinary Transactions of Merchants, bankers, financiers and traders such as those relating to mercantile documents, including enforcement and interpretation of such documents	1001	COMS
2.	Export or Import of merchandise or services	1002	COMS
3.	Issues relating to Admiralty and Maritime Law	1003	COMS
4.	Transactions relating to aircraft, aircraft engines aircraft equipment and helicopters, including sales, leasing and financing of the same	1004	COMS
5.	Carriage of goods	1005	COMS
6.	Construction and Infrastructure contracts, including tenders	1006	COMS
7.	Agreements relating to immovable property used exclusively in trade or commerce	1007	COMS
8.	Franchising agreements	1008	COMS

9.	Distribution and Licensing Agreements	1009	COMS
10.	Management and Consultancy Agreements	1010	COMS
11.	Joint Venture Agreements	1011	COMS
12.	Shareholders Agreements	1012	COMS
13.	Subscription and Investment Agreements pertaining to the Services Industry including outsourcing services and financial service	1013	COMS
14.	Mercantile Agency and Mercantile usage	1014	COMS
15.	Partnership Agreements	1015	COMS
16.	Technology Development Agreements	1016	COMS
17.	Intellectual Property rights relating to : a) Registered and Unregistered Trademarks; b) Copyright; c) Patent; d) Design; e) Domain Names; f) Geographical Indications; and g) Semiconductor Integrated Circuits	1017 1018 1019 1020 1021 1022 1023	COMS
18.	Agreements for Sale of goods or provision of services	1024	COMS
19.	Exploitation of oil and gas reserves or other natural resources including electromagnetic spectrum	1025	COMS
20.	Insurance and re-insurance	1026	COMS
21.	Contracts Agency relating to any of the above	1027	COMS

B) Arbitration Matters to be heard and decided by the Commercial Division

<u>SR. NO.</u>	<u>SUBJECT</u>	<u>CATEGORY-CODE</u>	<u>ABBREVIATIONS</u>
1.	Arbitration Petition u/s 8 of Arbitration and Conciliation Act, 1996	2001	CARBP
2.	Arbitration Petition u/s 9 of Arbitration and Conciliation Act, 1996	2002	CARBP
3.	Arbitration Application u/s 11 of Arbitration and Conciliation Act, 1996	2003	CARAP
4.	Arbitration Petition u/s 14 of Arbitration and Conciliation Act, 1996	2004	CARBP
5.	Arbitration Petition u/s 15 of Arbitration and Conciliation Act, 1996	2005	CARBP
6.	Arbitration Petition u/s 16 of Arbitration and Conciliation Act, 1996	2006	CARBP
7.	Arbitration Petitions arising out of orders passed by the Arbitral Tribunal under the provisions of Section 17 of Arbitration and Conciliation Act, 1996	2007	CARBP
8.	Arbitration Petition u/s 27 of Arbitration and Conciliation Act, 1996	2008	CARBP
9.	Arbitration Petition u/s 29A of Arbitration and Conciliation Act, 1996	2009	CARBP
10.	Arbitration Petition u/s 30 of Arbitration and Conciliation Act, 1996	2010	CARBP
11.	Arbitration Petition u/s 34 of Arbitration and Conciliation Act, 1996	2011	CARBP
12.	Arbitration Petition u/s 36 of Arbitration and Conciliation Act, 1996	2012	CARBP

II) **Applications to be heard and decided by Commercial Division :-**

<u>SR. NO.</u>	<u>SUBJECT</u>	<u>CATEGORY-CODE</u>	<u>ABBREVIATIONS</u>
1.	Leave Petitions under Clause XII of Letters Patent in Commercial Division matters	1501	LPCOM
2.	Leave Petitions under Clause XIV of Letters Patent in Commercial Division matters	1502	LPCOM
3.	Leave Petitions under Clause XV of Letters Patent in Commercial Division matters	1503	LPCOM
4.	Leave Petition under Order II Rule 2 of C.P.C. in Commercial Division matters	1504	LPCOM
5.	Leave Petition under Order I Rule 8 of C.P.C. in Commercial Division matters	1505	LPCOM
6.	Leave Petition under Section 80 of C.P.C. in Commercial Division matters	1506	LPCOM
7.	Notice of Motions in Commercial Division matters	1507	NMCD
8.	Chamber Summons in Commercial Division matters	1508	CHSCD
9.	Review Petitions in Commercial Division matters	1509	RPCD
10.	Contempt Petitions in Commercial Division matters	1510	CPCD
11.	Execution Application in Commercial Division matters	1511	EXACD
12.	Show Cause Notice in Commercial Division matters	1512	SCNCD
13.	Judges' Order in Commercial Division matters	1513	JOCD
14.	Chamber Order in Commercial Division matters	1514	CHOCD
15.	Pauper Petition in Commercial Division matters	1515	PPCD

III. Appeal to be heard and decided by the 'Commercial Appellate Division'-
Main Code (5500)

<u>SR. NO.</u>	<u>SUBJECT</u>	<u>CATEGORY -CODE</u>	<u>ABBREVIATI ONS</u>
1	Appeals arising out of Orders passed in Commercial Suits pertaining to ordinary transactions of merchants, bankers, financiers and traders such as those relating to mercantile documents, including enforcement and interpretation of such documents	2501	COMAP
2	Appeals arising out of orders passed in Commercial Suits pertaining to export or import of merchandise or services	2502	COMAP
3	Appeals arising out of orders passed in Commercial Suits pertaining to issues relating to Admiralty and Maritime Law	2503	COMAP
4	Appeals arising out of orders passed in Commercial Suits pertaining to transactions relating to aircraft, aircraft engines aircraft equipment and helicopters, including Appeals arising out orders passed in Commercial Suits pertaining to sales, leasing and financing of the same	2504	COMAP
5	Appeals arising out of orders passed in Commercial Suits pertaining to carriage of goods	2505	COMAP
6	Appeals arising out of orders passed in Commercial Suits pertaining to construction and infrastructure contracts, including tenders	2506	COMAP
7	Appeals arising out of orders passed in Commercial Suits pertaining to agreements relating to immovable property used exclusively in trade or commerce	2507	COMAP
8	Appeals arising out of Orders passed in Commercial Suits pertaining to franchising agreements	2508	COMAP
9	Appeals arising out of orders passed in Commercial Suits pertaining to distribution and licensing agreements	2509	COMAP

10	Appeals arising out of orders passed in Commercial Suits pertaining to management and consultancy agreements	2510	COMAP
11	Appeals arising out of orders passed in Commercial Suits pertaining to joint venture agreements	2511	COMAP
12	Appeals arising out of orders passed in Commercial Suits pertaining to shareholders agreements	2512	COMAP
13	Appeals arising out of orders passed in Commercial Suits pertaining subscription and investment agreements pertaining to the services industry including outsourcing services and financial service	2513	COMAP
14	Appeals arising out of orders passed in commercial suits pertaining to mercantile agency and mercantile usage	2514	COMAP
15	Appeals arising out of orders passed in Commercial Suits pertaining to Partnership Agreements	2515	COMAP
16	Appeals arising out of orders passed in Commercial Suits pertaining to Technology Development Agreements	2516	COMAP
17	Appeals arising out of orders passed in Commercial Suits pertaining to Intellectual Property Rights relating to : a) Registered and Unregistered Trademarks; b) Copyright; c) Patent; d) Design; e) Domain names; f) Geographical Indications; and g) Semiconductor Integrated Circuits	2517 2518 2519 2520 2521 2522 2523	COMAP
18	Appeals arising out of orders passed in Commercial Suits pertaining to agreements for sale of goods or provision of services	2524	COMAP

19	Appeals arising out of orders passed in Commercial Suits pertaining to exploitation of oil and gas reserves or other natural resources including electromagnetic spectrum	2525	COMAP
20	Appeals arising out of orders passed in Commercial Suits pertaining to insurance and re-insurance	2526	COMAP
21	Appeals arising out of orders passed in Commercial Suits pertaining to contracts agency relating to any of the above	2527	COMAP
22	Residuary Appeals arising out of orders passed u/s. 13 of Commercial Courts, Commercial Division and Commercial Appellate Division of High Courts Act, 2015	2528	COMAP
23	Appeals arising out of orders passed in Arbitration Petition u/s 8 of Arbitration and Conciliation Act, 1996	2529	COMAP
24	Appeals arising out of orders passed in Arbitration Petition u/s 9 of Arbitration and Conciliation Act, 1996	2530	COMAP
25	Appeals arising out of orders passed in Arbitration Petition u/s 14 of Arbitration and Conciliation Act, 1996	2531	COMAP
26	Appeals arising out of orders passed in Arbitration Petition u/s 15 of Arbitration and Conciliation Act, 1996	2532	COMAP
27	Appeals arising out of orders passed in Arbitration Petition u/s 16 of Arbitration and Conciliation Act, 1996	2533	COMAP
28	Appeals arising out orders passed in Arbitration Petition u/s 17 of Arbitration and Conciliation Act, 1996	2534	COMAP
29	Appeals arising out of orders passed in Arbitration Petition u/s 27 of Arbitration and Conciliation Act, 1996	2535	COMAP
30	Appeals arising out of orders passed in Arbitration Petition u/s 29A of Arbitration and Conciliation Act, 1996	2536	COMAP

31	Appeals arising out of orders passed in Arbitration Petition u/s 30 of Arbitration and Conciliation Act, 1996	2537	COMAP
32	Appeals arising out of orders passed in Arbitration Petition u/s 34 of Arbitration and Conciliation Act, 1996	2538	COMAP
33	Appeals arising out of orders passed in Notice of Motions in Commercial Division matters	2539	COMAP
34	Appeals arising out of orders passed in Chamber Summons in Commercial Division matters	2540	COMAP
35	Appeals arising out of orders passed in Review Petitions in Commercial Division matters	2541	COMAP
36	Appeals arising out of orders passed in Contempt Petitions in Commercial Division matters	2542	COMAP
37	Appeals arising out of orders passed in Execution Application in Commercial Division matters	2543	COMAP
38	Appeals arising out of orders passed in Show Cause Notice in Commercial Division matters	2544	COMAP
39	Appeals arising out of orders passed in Judges' Order in Commercial Division matters	2545	COMAP
40	Appeals arising out of orders passed in Pauper Petition in Commercial Division matters	2546	COMAP
41	Arbitration Appeal u/s 37 of Arbitration and Conciliation Act, 1996	2547	COMAP
42	Arbitration Petition u/s 45 of Arbitration and Conciliation Act, 1996	2548	COMAP
43	Arbitration Petition u/s 46 of Arbitration and Conciliation Act, 1996	2549	COMAP
44	Arbitration Petition u/s 47 of Arbitration and Conciliation Act, 1996	2550	COMAP
45	Arbitration Petition u/s 48 of Arbitration and Conciliation Act, 1996	2551	COMAP

46	Arbitration Petition u/s 49 of Arbitration and Conciliation Act, 1996	2552	COMAP
47	Arbitration Petition u/s 56 of Arbitration and Conciliation Act, 1996	2553	COMAP
48	Arbitration Petition u/s 58 of Arbitration and Conciliation Act, 1996	2554	COMAP
49	Arbitration Petition u/s 59 of Arbitration and Conciliation Act, 1996	2555	COMAP
50	Notice of Motions pertaining to Commercial Appellate Division matters	2556	NMCA
51	Review Petitions pertaining to Commercial Appellate Division matters	2557	RPCA
52	Contempt Petitions pertaining to Commercial Appellate Division matters	2558	CPCA

Dated this 10th Day of May, 2016.

Sd/-

(D.V. Sawant)
Prothonotary and Senior Master
High Court, Original Side.