

FININ2MIN PROFESSIONAL LAW CORPUS - BATCH 05

Commercial Courts and Arbitration Interface Master

Sections 9, 11, 34, 36 and 37 forum mapping, international/domestic arbitration, specified value and Commercial Division/Appellate Division.

Commercial Courts Act, 2015

Reviewed through 2026-07-18

India-first professional reference

Source control: The official India Code Act PDF, current Rules, Gazette notifications, State/High Court instruments and event-date court orders prevail. This publication is an implementation guide and source map, not a substitute for signed official text or matter-specific legal advice.

Dedicated Finin2min Summary - Chapter in 2 Minutes

- Sections 9, 11, 34, 36 and 37 forum mapping, international/domestic arbitration, specified value and Commercial Division/Appellate Division.
- Convert the arbitration character into a dated evidence-backed control.
- Convert the specified value into a dated evidence-backed control.
- Convert the application type into a dated evidence-backed control.
- Convert the original side/district into a dated evidence-backed control.

Section-by-section provision map

Provision / gate	Subject	Status	Finin2min decode	Implementation	Evidence
Gate 1	Arbitration character	Matter-specific	Test arbitration character using current Act, Rules, notifications, CPC	Assign an owner, deadline, approval and exception route for arbitration character.	Retain the source, working paper and decision evidence

Provision / gate	Subject	Status	Finin2min decode	Implementation	Evidence
			Schedule and local practice.		for arbitration character.
Gate 2	Specified value	Matter-specific	Test specified value using current Act, Rules, notifications, CPC Schedule and local practice.	Assign an owner, deadline, approval and exception route for specified value.	Retain the source, working paper and decision evidence for specified value.
Gate 3	Application type	Matter-specific	Test application type using current Act, Rules, notifications, CPC Schedule and local practice.	Assign an owner, deadline, approval and exception route for application type.	Retain the source, working paper and decision evidence for application type.
Gate 4	Original side/district	Matter-specific	Test original side/district using current Act, Rules, notifications, CPC Schedule and local practice.	Assign an owner, deadline, approval and exception route for original side/district.	Retain the source, working paper and decision evidence for original side/district.
Gate 5	Appeal route	Matter-specific	Test appeal route using current Act, Rules, notifications, CPC Schedule and local practice.	Assign an owner, deadline, approval and exception route for appeal route.	Retain the source, working paper and decision evidence for appeal route.
Gate 6	Execution/stay	Matter-specific	Test execution/stay using current Act, Rules, notifications, CPC Schedule and local practice.	Assign an owner, deadline, approval and exception route for execution/stay.	Retain the source, working paper and decision evidence for execution/stay.

Finin2min clause-by-clause decode

Gate 1 - Arbitration character

Test arbitration character using current Act, Rules, notifications, CPC Schedule and local practice.

Status: Matter-specific

Gate 2 - Specified value

Test specified value using current Act, Rules, notifications, CPC Schedule and local practice.

Status: Matter-specific

Gate 3 - Application type

Test application type using current Act, Rules, notifications, CPC Schedule and local practice.

Status: Matter-specific

Gate 4 - Original side/district

Test original side/district using current Act, Rules, notifications, CPC Schedule and local practice.

Status: Matter-specific

Gate 5 - Appeal route

Test appeal route using current Act, Rules, notifications, CPC Schedule and local practice.

Status: Matter-specific

Gate 6 - Execution/stay

Test execution/stay using current Act, Rules, notifications, CPC Schedule and local practice.

Status: Matter-specific

Finin2min implementation explanation

Opening control

Freeze the transaction, relief, cause of action, limitation, specified value, territorial facts, current notified court, urgent-relief position and arbitration/special-statute interface.

Execution control

Assign legal, finance, records, business and authorised-signatory owners. Use one dated matter file and a court-calendar owner with exception escalation.

Practical examples and calculations

A finance and legal team uses the master before demand notice or filing. The team reconciles contract authority, invoices, GST/TDS, interest, settlement offers, evidence custodians, forum notification, limitation and litigation economics.

Calculation	Method	Evidence
Specified value	Principal or market/intangible value plus interest computed only up to filing; arbitration uses claim plus counterclaim.	Invoices, contract, interest schedule, valuation and arbitration pleadings.
Interest	State legal/contract basis, rate, from/to dates, total to filing and daily accrual afterwards.	Contract clause, MSMED/statute analysis, ledger and bank records.
Litigation economics	Claim, defence/set-off, court fees, PIMS cost, legal/expert cost, interest, recovery probability and time value.	Approved claim model and settlement authority.

Practical transaction application

1. Classify the transaction and every relief.
2. Compute specified value and limitation using a reproducible working.
3. Identify the currently notified commercial forum and appeal route.
4. Complete PIMS or document genuine urgent interim relief.
5. Preserve pleadings, disclosure, electronic evidence, court calendar and settlement authority.

Authority, consent and execution controls

Authority

- Correct legal entity and counterparty.
- Board, partner, delegated authority or power of attorney.
- Named deponent acquainted with facts.
- Settlement and payment authority matrix.

Execution

- Statement of Truth and verification.
- PIMS application/appearance authority.
- Electronic signature and filing credentials.
- Execution, notarisation and court-specific requirements.

Stamp duty and registration alerts

The Act does not create one national stamp or registration rule for underlying contracts, powers, settlement deeds, property instruments or security documents. Apply the relevant State stamp law, Registration Act, court-fee law and settlement-enforcement route. Do not treat PIMS or court filing as curing an inadequately stamped or unregistered underlying instrument.

Evidence and document-retention checklist

- Executed contract and amendments
- Invoices, delivery and acceptance
- Ledger, bank and tax records
- Demand and settlement offers
- PIMS application and outcome
- Valuation and limitation working
- State/High Court notifications
- Pleadings and Statement of Truth
- Disclosure and adverse-document list
- Email, cloud, metadata and logs
- Admission/denial affidavit
- Case-management and hearing orders
- Costs budget and authority
- Appeal/stay and enforcement file

Performance, delivery and payment controls

Performance

Map milestones, specifications, variation approvals, delivery, inspection, acceptance, defects, cure, termination and mitigation to contemporaneous records.

Payment

Reconcile principal, GST, TDS, retention, credits, debit notes, interest basis, payment appropriation and MSMED exposure before pleading.

Breach, loss, mitigation and remedy framework

Separate breach, causation, remoteness, proof, avoided cost, mitigation, liquidated sum, restitution, interest, specific relief, interim protection, set-off/counterclaim, costs and enforceability. A large invoice or contractual figure is not by itself proof of recoverable loss.

Limitation and forum controls

Limitation

Record accrual, invoice/due date, breach/refusal, acknowledgement, part payment, PIMS exclusion, arbitration commencement, certified-copy time and filing date.

Forum

Verify commercial category, specified value, territory, original side, court level, State notification, statutory bar, arbitration allocation and appealability.

Arbitration and mediation interface

Section 10 allocates qualifying Arbitration Act applications and appeals to the commercial forum. Section 12A PIMS applies to qualifying suits not contemplating urgent interim relief. Contractual mediation, MSMED conciliation, consumer mediation, arbitration and court-annexed settlement must be classified separately rather than blended into one procedure.

Company, partnership, GST and tax overlays

Entity overlay

Check company/LLP/partnership authority, related-party restrictions, insolvency moratorium, assignment, guarantees, insurance and officer admissions.

Finance and tax overlay

Reconcile GST supply/credit notes, TDS, interest accounting, provision/contingent liability, bad-debt/recovery treatment, stamp duty and settlement allocation.

Finin2min Q&A

What is the first question?

Classify the dispute, relief, specified value, urgent-relief requirement and currently notified forum.

What creates the greatest procedural risk?

Late written statement, incomplete disclosure, defective Statement of Truth, missed PIMS, wrong forum and non-appealable interlocutory challenges.

What should the professional retain?

A single source-controlled matter file containing current law, notifications, valuation, authority, pleadings, evidence, dates and court outputs.

Chapter-specific decision flowchart

