

Pre-litigation Mediation and Commercial Courts Section 12A Master - One-page Cheat Sheet

Commencement gate: do not use any statutory consequence without checking S.O. 4384(E) and later Gazette notifications.

Chapter in 2 Minutes

- Distinguish contractual voluntary mediation, Commercial Courts Act mandatory PIMS, urgent interim-relief exception, limitation and failure-certificate evidence.
- Provision-level commencement is the first legal gate: only 21 sections were commenced by S.O. 4384(E) on 9 October 2023 in the reviewed official record.
- Use the India Code Act and the Department of Legal Affairs Gazette files as controlling sources.
- Separate the Mediation Act from existing Commercial Courts, consumer, company, court-annexed and special-statute mediation rules.

Provision / control map

Gate	Status	Meaning	Action
Gate 1	Operational control	Convert commercial dispute/value into a matter-specific decision and evidence test.	Assign owner, due date, reviewer and escalation.
Gate 2	Operational control	Convert urgent interim relief into a matter-specific decision and evidence test.	Assign owner, due date, reviewer and escalation.
Gate 3	Operational control	Convert pims notice and service into a matter-specific decision and evidence test.	Assign owner, due date, reviewer and escalation.
Gate 4	Operational control	Convert mediation attendance into a matter-specific decision and evidence test.	Assign owner, due date, reviewer and escalation.

Decision flow



Critical file

Contract, commencement/special-law memo, invitation/service, mediator disclosure, authority, protected and independent evidence indexes, settlement, stamp/tax, payment and enforcement records.

Canonical: <https://finin2min.com/laws/mediation-act-2023/masters/pre-litigation-commercial-courts-master.html>
Sources: India Code Mediation Act, Department of Legal Affairs instruments and current Gazette. Verify event-date law.