

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGSWrit Petition(s) (Civil) No(s). 900/2020INDIAN COMMERCIAL AND ARBITRATION BAR
ASSOCIATION (ICABA)

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

Date : 10-08-2026 This petition was called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE JOYMALYA BAGCHI
HON'BLE MRS. JUSTICE V. MOHANAFor Petitioner(s) :Mr. Arvind Datar, Sr. Adv.
Mr. Nl Rajah, Sr. Adv.
Ms. Payal Chawla, Adv.
Ms. Anannya Ghosh, AOR
Mr. Shivam Pandey, Adv.For Respondent(s) :Mr. Tushar Mehta, Solicitor General
Mr. Anil Kaushik, A.S.G.
Mr. Gurmeet Singh Makker, AOR
Mr. K. Parameshwaran, Adv.
Mrs. Vansaja Shukla, Adv.
Mrs. Ruchi Gaur Narula, Adv.
Mr. Bhuvan Kapoor, Adv.
Mr. Aman Mehta, Adv.Mr. Abhimanyu Tewari, AOR
Mr. Siddhant Saroha, Adv.
Mr. Sidhant Awasthy, Adv.
Mr. Rupendra Singh Chauhan, Adv.Mr. Yashvardhan, Adv.
Mr. Apoorv Shukla, AOR
Ms. Prabhleen A. Shukla, Adv.
Ms. Ilashri Gaur, Adv.Mr. P. I. Jose, AOR
Ms. P S Chandralekhya, Adv.
Mr. Vivek Kumar, Adv.
Mr. Vishal Prasad, Adv.Mr. Avneesh Arputham, AOR
Mr. Ankit Sharma, Adv.

Mr. Ankolekar Gurudatta, AOR

Mr. Sanjai Kumar Pathak, AOR

Mrs. Shashi Pathak, Adv.

Mr. Arvind Kumar Tripathi, Adv.

Mr. Robin Kumar, Adv.

Ms. Nidhi Mittal, AOR

Mr. Gurjas Singh Narula, Adv.

Mr. Divyansh Nigam, Adv.

Mr. Anuj Bhandari, AOR

Mr. Sanand Ramakrishnan, AOR

Mr. Rajeev Mishra, Adv.

Mr. Thomas Martin K, Adv.

Mr. Sunil Narayanan, Adv.

Mr. Sanish Cr, Adv.

Mr. Abhay Kumar, AOR

Mr. Shagun Ruhil, Adv.

Mr. Karan Chopra, Adv.

Mr. Shreenivash, Adv.

Ms. Sakshi Sharma, Adv.

Mr. Rakesh Kumar, Adv.

Mr. Sourav Roy, AOR

Mr. Anshu Deshpande, Adv.

Mr. Harsh Anand, Adv.

Mr. H. S. Parihar, AOR

Mr. Kuldeep S. Parihar, Adv.

Ms. Ikshita Parihar, Adv.

Mr. Shishir Pinaki, Adv.

Mr. Dhanaeswar Gudapalli, Adv.

Mr. Manoj Kumar, Adv.

Mr. D. Mahesh Babu, AOR

Ms. Asmita Singh, AOR

Mr. Sahil Tagotra, AOR

Mr. Joshua Samuel, Adv.

Ms. Shreya Kasera, Adv.

Mr. Abhishek Pandey, Adv.

Mr. Amit Pai, AOR

Ms. Pankhuri Bhardwaj, Adv.

Ms. Bhavana Duhoon, Adv.

Mr. Arjun Sagar, Adv.

Mr. Prashant Shrikant Kenjale, AOR

Mr. Deepayan Mandal, AOR

Mr. Mridul Bansal, Adv.

Mr. Naman Varma, Adv.

Mr. Monu, Adv.

Mr. Arjun Garg, AOR

Ms. Arushi Kulshrestha, Adv.

Mr. Saaranish Shukla, Adv.

Ms. Muskan Bensla, Adv.

Ms. Mrinmoyee Das, Adv.

UPON hearing the counsel the Court made the following

O R D E R

1. Learned counsel for the petitioner has placed on record the relevant information in a tabulated form, depicting the number of commercial cases pending as on 31.01.2025 and the corresponding infrastructure that has been provided for the commercial courts.

2. It seems to us that the information needs to be updated, at least upto the date of 31.01.2026, along with the details of the infrastructure that has been provided so far. We have also impressed upon learned counsel for the petitioner to collect the data with respect to the state-wise trend of growth in commercial litigation and to have an estimated requirement of additional commercial courts in such States. The consideration of that information may enable the issuance of appropriate directions for establishment of additional commercial courts.

3. For the purpose of establishment of additional commercial courts as contemplated above, it is necessary to ensure the presence of the State Governments in these proceedings. Let notice be, therefore, issued to all the States, who are already impleaded as party respondents, returnable on 24.09.2026.

4. The States may be served through their Standing Counsel in the Supreme Court or through their respective Advocates General.

5. The information collated by the learned counsel for the petitioner in the tabulated form is taken on record. Let a soft copy thereof be deposited with the Registry. The Registry is directed to furnish a copy of the said information in a digital, tabulated form to all the High Courts, seeking their response, before the date fixed.

(NITIN TALREJA)
ASTT. REGISTRAR-cum-PS

(PREETHI DILEEP KUMAR)
DY. REGISTRAR