PREFACE

Today is the world of rapid commercial growth. Enormous amount of transaction are entered into between the parties from all over the world worth millions of rupees in a fraction of second. Global business has itself brought with it global commercial litigation. Each nation of the world has its own given set of legal rules and a system which is different from the other nation. The difference is much evident in the common law countries and the civil law countries, but, that does not mean that jurisdictional rules of the common law countries are identical or same. There is difference in the structure, procedure and application of legal rules of the common law countries.

The aim of the research work is to make a comparative study of jurisdictional rules of common law countries which are applicable on the commercial litigation and to chalk out the best rules which Indian Judiciary can adopt to make the litigation less burdensome both for Indian and Foreign parties, thereby boosting the confidence of foreign parties to invest in India without any hesitation. Since, it is not possible to study the law of all the common law countries prevalent in the world, therefore the researcher has chosen four common law countries namely India, Canada, England and Australia for the thesis and has undergone extensive study of jurisdictional rules of these four common law countries. The researcher has tried to incorporate all the necessary legislations, case laws and recent developments taking place in the field of private commercial litigation in these four jurisdictions.