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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 346/2026**

DEVANS MODERN BREWERIES LIMITEDPlaintiff

Through: Mr. J. Sai Deepak, Senior Advocate
with Ms. Suhrita Majumdar, Mr. Afzal
B. Khan, Mr. M. Mukherjee, Mr.
Sharad Besoya, Mr. Bal Krishan Singh
and Ms. Purnima Vasishtha, Advocates.

versus

CARTEL BROS PRIVATE LIMITED & ANR.Defendants

Through: Mr. Gaurav Bahl, Mr. Ajit N. Makhijani
and Mr. Gokul Sharma, Advocates for
D-1.

CORAM:
HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER
02.04.2026

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I.A. 8781/2026 (Additional Documents)

1. The present application has been filed on behalf of the plaintiff under Order XI Rule 1(4) of the Code of Civil Procedure, 1908 ('CPC') as applicable to commercial suits under the Commercial Courts Act, 2015 ('CC Act') seeking leave to place on record additional documents.
2. The plaintiff is permitted to file additional documents in accordance with the provisions of the CC Act and the Delhi High Court (Original Side) Rules, 2018.
3. Accordingly, the application stands disposed of.

I.A. 8778/2026 (Pre-Institution Mediation)

4. This is an application filed by the plaintiff seeking exemption from instituting pre-litigation Mediation under Section 12A of the CC Act.



5. As the present matter contemplates urgent interim relief, in light of the judgment of the Supreme Court in *Yamini Manohar vs. T.K.D. Keerthi: (2024) 5 SCC 815*, exemption from the requirement of pre-institution Mediation is granted.

6. The application stands disposed of.

I.A. 8779/2026 (Exemption from Advance Notice to Defendants)

7. This is an application filed by the plaintiff under Section 151 of CPC seeking exemption from advance service to the defendants.

8. Since Mr. Gaurav Bahl, learned counsel for the defendant no.1 has entered appearance on advance notice, the present application has been rendered infructuous.

9. The application is disposed of being infructuous.

I.A. 8780/2026 (Exemption)

10. This is an application filed on behalf of the plaintiff under Section 151 of CPC seeking exemption from filing certified/legible documents along with the captioned suit.

11. Exemption allowed, subject to just exceptions. However, true typed/translated/clear copies of the documents with proper margins be filed within four weeks with an advance copy to the defendants.

12. The application stands disposed of.

I.A. 8777/2026 (Order XXXIX Rules 1 & 2, CPC)

13. Present application has been filed on behalf of the plaintiff under Order XXXIX Rules 1 & 2 of CPC, 1908 seeking *ex-parte ad-interim* injunction against the defendants.

14. Issue notice.

15. Mr. Gaurav Bahl, learned counsel, enters appearance on advance notice on behalf of the defendant no.1.

16. After some arguments, Mr. Bahl, under instructions from defendant



no.1, states that though the product “The Glenwalk Godfather Whiskey” is already in the distribution channel up to the stage of the retailers in Mumbai and Thane, Maharashtra, however, the said retailers in both the cities have been instructed not to offer for sale the afore-noted product till the next date of hearing.

17. Defendant no.1 shall not release any new posts in respect of the afore-noted product on social media platforms till the next date of hearing. So far as the advertisements, listings or any other information which has been already published and is in public domain as on date is concerned, any further dissemination if not emanating from the defendant no.1 or its line of distributors or retailers, it shall not be the responsibility of the defendant no.1.

18. Reply be filed within three working days with an advance copy thereof, to the learned counsel appearing on behalf of the plaintiff.

19. Rejoinder, if required, shall be filed before the next date of hearing with an advance copy thereof, to the learned counsel for the defendant no.1.

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20. Let the plaint be registered as a suit.

21. Upon filing of the process fee, issue summons of the suit to the defendants through all permissible modes.

22. Mr. Gaurav Bahl, learned counsel, enters appearance and accepts summons on behalf of the defendant no.1

23. The summons shall state that the Written Statement shall be filed by the defendants within 30 days from the date of the receipt of summons. Alongwith the Written Statement, the defendants shall also file Affidavit of Admission/Denial of the documents of the plaintiff, without which the Written Statement shall not be taken on record.

24. Liberty is granted to the plaintiff to file Replication, if any, within 30 days from the receipt of the Written Statement. Along with the Replication



filed by the plaintiff, an Affidavit of Admission/Denial of the documents of defendants be filed by the plaintiff, without which the Replication shall not be taken on record.

25. In case any party is placing reliance on a document, which is not in their power and possession, its details and source shall be mentioned in the list of reliance, which shall also be filed with the pleadings.

26. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the prescribed timelines.

27. List before the Joint Registrar (Judicial) on 09.07.2026 for completion of service and pleadings.

28. List before the Court on 10.04.2026.

TUSHAR RAO GEDELA, J

APRIL 2, 2026/anj