



\$~10

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CS(COMM) 681/2026

SAMSUNG ELECTRONICS CO., LTD. & ANR.Plaintiffs

Through: Mr. Pravin Anand, Mr. Saif Khan, Mr. Shobhit Agarwal and Mr. Prajjwal Kushwaha, Advocates.

versus

M/S TECHTALKWITHMALIK & ORS.Defendants

Through: Mr. Ankit Parhar, Ms. Sneha Dey and Ms. Shreya Gupta, Advocates for D-2.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **02.07.2026**

I.A. 16478/2026

By way of the present application filed under Order XI Rule 1(4) (as amended by the Commercial Courts Act, 2015) read with section 151 of the Code of Civil Procedure 1908 ('CPC'), the plaintiffs seek 30 days to place on record certain additional documents.

2. For the reasons stated in the application, which is duly supported by affidavit, the application is allowed.
3. The plaintiffs are permitted 30 days to file additional documents on record.
4. Application stands disposed-of.

I.A. 16477/2026

5. By way of the present application filed under section 151 of the CPC, the plaintiffs seek exemption from attempting pre-litigation mediation and settlement.



6. Having regard to the facts and circumstances of the present case, and in light of the judgment of the Supreme Court in *Yamini Manohar vs. T.K.D. Keerthi*¹ and of a Division Bench of this court in *Chandra Kishore Chaurasia vs. R A Perfumery Works (P) Ltd.*², the plaintiffs are exempted from attempting pre-litigation mediation.
7. Application stands disposed-of.

CS(COMM) 681/2026

8. The plaintiffs *inter-alia* seek permanent injunction restraining the defendants from infringing or passing-off their trade mark, in addition to rendition of accounts and damages.
9. Upon a *prima-facie* conspectus of the matter, let the plaint be registered as a suit.
10. Issue summons in the suit.
11. Learned counsel appears for defendant No. 2 on advance copy; accepts notice; and seeks time to file written statement.
12. Upon the plaintiffs taking requisite steps within 10 days, let summons be sent to the remaining defendants by all permissible modes, returnable for the next date before the learned Joint Registrar.
13. Let the summons indicate that the defendants are required to file written statement to the plaint within 30 days, alongwith affidavit of admission/denial of the documents filed by the plaintiffs. The plaintiffs may file replication to the written statement within 30 days thereafter,

¹ (2024) 5 SCC 815

² 2022 SCC OnLine Del 3529



alongwith affidavit of admission/denial of the documents filed by defendants.

14. List before the learned Joint Registrar for completion of pleadings, for admission/denial of documents and marking of exhibits on 22nd September 2026.

15. List before court thereafter.

I.A. 16476/2026 (ex-parte, ad-interim injunction)

16. By way of the present application filed under Order XXXIX Rules 1 & 2 read with section 151 of the CPC, the plaintiffs seek the following reliefs :

- a. An ex-parte order of ad-interim injunction permanent injunction restraining the Defendant no. 1 from making any post, video, blog, interview etc. falsely claiming that any of the Plaintiff's products, including but not limited to S26 have blasted or have caught fire;
- b. An ex-parte order of ad-interim injunction permanent injunction restraining the Defendant no. 1 and their

- affiliates from releasing, screening, making, publishing, distributing, broadcasting, posting, repeating and/or republishing / re-screening the impugned post in any manner whatsoever;
- c. An order for an ex-parte, ad-interim injunction directing the proforma Defendant no. 2 to takedown the post available at https://www.reddit.com/r/GadgetsIndia/comments/1tcv_wk9/samsung_galaxy_s26_blast_in_the_box_samsung/?solution=9e0a124e5a28fa319e0a124e5a28fa31&js_challenge=1&token=bbbe4bf1c9a2b5160829c4be34da586181da181b46c6dc8fb5fa637f5d55d46c&jsc_orig_r= and provide user details of channel 'Techtalkwithmalik', including name, email Id, address of user, etc. and all available details.



d. An order for an ex-parte, ad-interim injunction directing the proforma Defendant no. 3 to takedown the post available at <https://www.instagram.com/reel/DYUU6kZRkYw/?igsh=MW5vMnRyMGQ5OGdhYw==> and provide user details of Instagram handle 'techtalkwithmalik', including name, email Id, address of user, etc. and all available details

e. Any such further order as this Hon'ble Court deems fit and proper in the facts and circumstances of the present case.

17. Mr. Pravin Anand, learned counsel appearing for the plaintiffs submits, that a Samsung Galaxy S26 cellphone purchased by one Harshit Bhardwaj from one of the plaintiffs dealers, is alleged to have caught fire. It is submitted that the cellphone was brought to one of the plaintiffs' service centres, and after a detailed analysis, the service centre found that the cellphone battery had been pierced with a sharp object, leading to short circuiting of the electrodes and burning of the cellphone battery.
18. Mr. Anand submits however, that the purchaser/consumer's grievance against the plaintiffs is not the subject of the present proceedings. The present proceedings seek relief in relation to a *false* post that has appeared on the platform 'Reddit' operated by defendant No.2, around the time that the episode had occurred with the said customer, which



post is titled “*Samsung Galaxy S26 blast in the box*” (emphasis supplied).

19. It is submitted that the post, in particular, the title thereof is *ex-facie* untrue since there *was no blast* nor did the incident occur with the cellphone *in the box*.
20. Mr. Anand has drawn attention to the comments appearing against the said post on Reddit platform, which themselves raise questions as to how, if there was indeed a blast, did the box survive without damage.
21. Mr. Anand submits, that the plaintiffs’ main grievance is that the person/entity who posted the false and misleading statement operates in the name and style of *M/s Techtalkwithmalik*, though his particulars and details are unknown to them as of now.
22. Issue notice.
23. Learned counsel is present on behalf of defendant No.2; and accepts notice.
24. Though Mr. Anand has pressed for deletion of the offending post straightaway, in the course of a brief hearing in the matter, Mr. Ankit Parhar, learned counsel for defendant No.2 submits, that on point of legal principle such order may only be passed after hearing defendant No.1.
25. Since Mr. Anand has expressed that they are unaware of who defendant No. 1 really is, defendant No.2 is directed to furnish to learned counsel for the plaintiffs the particulars of defendant No.1 - *M/s Techtalkwithmalik* - as may be available with them, within 03 days.
26. Re-notify on 10th July 2026.



27. Needless to add, that the above order is being passed without prejudice to rights and contentions of defendant No.2 insofar as the legal issue of disclosure of user information or take-down orders are concerned.

ANUP JAIRAM BHAMBHANI, J

JULY 2, 2026

V.Rawat