

4 CS (COMM) 510/25

SNOWMAN LOGISTICS LTD Vs. REFTECH SCS 5PL PVT LTD

08.04.2026

Present : Sh. Abhishek Shivpuri, Ld. Counsel for the Plaintiff.

Ms. Pihu Agarwal, Ld. Counsel for the defendants.

An application u/s 151 CPC filed on behalf of Plaintiff on 28.01.2026 for supplying the LC report is taken on record. However, it has been submitted by Ld. Counsel for the Plaintiff that he has received the report of LC on a specific request made in this regard. Hence, the application as moved is dismissed being infructuous.

WS filed on behalf of defendants on 19.02.2026 as well as the objections filed on behalf of defendants on 06.04.2026 to the LC report are also taken on record. Spare copy of the same supplied to the Ld. Counsel for the Plaintiff.

Replication to the written statement of defendants filed along with the affidavit of admission/denial of documents of defendants. Another application u/o XXIX rule 1 CPC r/w Section 151 CPC for substitution of AR also filed today along with authorization/Board Resolution passed in his favour. However, it is revealed that this auhorization has been passed in favour of proposed AR by the existing AR itself.

From the record, it is not clear as to whether the present AR is also authorized to sub-delegate this power to some other person on his behalf or not. Hence, the application though filed is kept open for consideration.

Copy of replication and application as filed today have been supplied to the Ld. Counsel for the defendants.

Since pleadings of the parties in this case are complete, hence, on the basis of pleadings, the following issues are framed for determination:-

- (i) Whether the plaintiff is entitled to decree for permanent injunction, as prayed ? OPP.*
- (ii) Whether the Plaintiff is entitled to decree for rendition of accounts ? OPP.*
- (iii) Whether the plaintiff is entitled to delivery up of infringing material ? OPP.*
- (iv) Whether this Court has no territorial jurisdiction to try and entertain the present suit? OPD*
- (v) Relief*

No other issue arises or is pressed by the Ld. counsels appearing for their respective parties.

Case management hearing also conducted today. Case is now adjourned for PE on 06.07.2026. Copy of affidavit of witnesses be supplied to Defendant at least one week in advance before the next date of hearing thereafter matter shall be taken up for DE on 11.08.2026 with similar direction to supply the copy of the affidavit of witnesses to the Plaintiff at least one week in advance before the next date of hearing and the date for final hearing shall be fixed later on with the mutual consent of the parties after conclusion of trial.

(Lokesh Kumar Sharma)
District Judge (Commercial Court)-05
South/Saket/New Delhi/08.04.2026