

**ORDER BELOW EXH. 14**  
**(CNR NO. MHPU140025392025)**  
**(Passed on dt.12/12/2025)**

1. This is application for extension of ad-interim exparte injunction order passed on dt.05/12/2025.

2. Perused the application and reply thereon. Heard Ld. Counsel for both the sides.

3. Ld. Counsel for the plaintiff submitted that defendant has recently obtained copyright in respect of design of his product. However, plaintiff has registered the design of his product prior to the registration of design by the defendant. Moreover, product of the defendant is symmetrical to the product of plaintiff. Therefore, if the effect of said order of exparte injunction is not extended till next date, it may cause serious prejudice to the rights of plaintiff and possibility of infringing the rights of plaintiff cannot be ruled out. Hence, it is prayed to extend effect and operation of the abovesaid order dt. 05/12/2025 till final hearing on application at Exh.5. To fortify the submissions, he relied upon authority of Hon'ble Bombay High Court *Whirlpool of India Ltd. Vs. Videocon Industries Ltd.* reported in *2014 SCC OnLine BOM 565*, authority of Hon'ble Delhi High Court in *Reckitt Benkiser India Ltd. Vs. Wyeth Ltd.* reported in *2013 SCC OnLine DEL 1096* and *TTK Prestige Ltd. Vs. KCM Appliances Pvt. Ltd.* reported in *2023 SCC OnLine DEL 2129*.

4. Per contra, Ld. Counsel for the defendant submitted that defendant is also a registered copy right holder regarding design of his own product and the design of the product of the defendant is different from the design of the product of the plaintiff. Hence, it is prayed to reject the application.

5. It is significant to note that defendant has appeared in the present matter and filed his reply to the application at Exh.5. Moreover, he is ready for final hearing of the application at Exh.5. It is undisputed that defendant has also registered the design of his product. As such, the question as to whether design of the product of plaintiff is symmetrical to the design of product of the defendant or not can be decided after the final hearing of the application at Exh.5. In these facts and circumstances of the case, at this juncture, it will not be just and proper to extend the effect and operation of the order dt.05/12/2025 passed at Exh.5 till next date. Hence, I pass the following order :

**ORDER**

1. Application at Exh.14 is hereby rejected.
2. Matter be fixed for hearing on application at Exh.5.

Date :- 12.12.2025

**(Hitendra Urmila Anilkumar Wani)**  
District Judge-3, Baramati.