

**IN THE COURT OF THE HON'BLE DISTRICT JUDGE,
(COMMERCIAL COURT), PUNE, AT PUNE**

COMMERCIAL SUIT NO.52 / 2024

RAJYOG PAINTS

...PLAINTIFF

Versus

RAJYOG PAINTS PVT. LTD. & ANR.

...DEFENDANTS

**PLAINTIFF'S REPLY TO APPLICATION SEEKING LEAVE TO FILE
ADDITIONAL AFFIDAVIT ON BEHALF OF DEFENDANT NO. 1 & 2
IS AS UNDER: -**

1. At the outset, the present application is wholly misconceived, frivolous, devoid of merit and liable to be rejected with costs. The application is yet another attempt by the Defendants to delay the adjudication of the present Commercial Suit by filing successive and unnecessary applications.
2. The Defendants have failed to disclose any sufficient or bona fide reason warranting leave to file an additional affidavit at this stage. The entire application proceeds on vague assertions that certain documents have been "newly discovered"; however, not a single circumstance has been pleaded explaining how or when such documents came to the knowledge of the Defendants or why the same could not have been produced along with their earlier pleadings despite exercising due diligence.
3. It is pertinent to note that the documents which the Defendants seek to rely upon are admittedly stated to be public records and government documents. If that be so, the Defendants were always in a position to obtain and produce such documents at the appropriate

ORDER

O. S. to note.