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

+ **CS(COMM) 126/2024, I.A. 3133/2024, I.A. 34912/2024, I.A. 40749/2024 & I.A. 2228/2025**

OIKOS S P A

.....Plaintiff

Through: Ms. Maneesha Dhir, Mr. Kanishk Khetan and Ms. Vidhi Kapoor, Advocates.

versus

OIKOS INDIA PVT LTD & ANR.

.....Defendants

Through: Mr. Sanjeev Sahai, Advocate.

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% 09.10.2025

I.A. 34912/2024 (on behalf of the plaintiff under Section 151 of the CPC, 1908 seeking necessary directions)

1. Learned counsel for the defendant states that the first stock statement was filed in March, 2024 and the last updated stock statement was filed in July, 2025.
2. He states that the updated stock statement for the period ending 31.10.2025 will be filed on or before 03.11.2025.
3. He states that the stock statement will indicate the outstanding stock in litres as well as Indian National Rupees (INR). He states that the INR value will be on the basis of the purchase cost borne by the plaintiff.
4. He refers to the order dated 09.02.2024 and 10.04.2024 to contend that the continuing use of the website is necessary only for the purpose of disposal of the outstanding stock.
5. He states that the defendant is willing to sell the outstanding stock



back to the plaintiff or its nominee at a discounted price of 10% over the purchase costs to bring a quietus to this dispute. He states that the stock was purchased from the plaintiff itself.

6. He states that the product was purchased in neutral/white colour and is a non-perishable item and therefore, the plaintiff can consider buying back this material.

7. He further submits that the plaintiff with its affidavit filed on 28.08.2025 has placed on record photographs as document A-1. He states that the defendants seek inspection of the alleged paint buckets before responding to this affidavit as the defendant disputes the inferences pleaded in the affidavit on the basis of those photographs.

8. In response, learned counsel for the plaintiff states that he will take instructions with respect to offering inspection of the paint buckets and he will also take instructions of buy back of the paints at a discounted value.

9. The submissions of the parties are taken on record.

10. It is clarified that if the plaintiff cannot offer the inspection of the paint buckets to the defendant, then the inferences pleaded in the affidavit cannot be relied upon by it.

11. It is clarified that the learned counsel for the plaintiff and learned counsel for the defendant will be at liberty to have out of court discussions for the purpose of the buy back of the outstanding stock of paints, subject to the instructions received.

12. To come up for consideration on **19.11.2025**.

MANMEET PRITAM SINGH ARORA, J

OCTOBER 9, 2025/msh/IB.