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

+ **CS(COMM) 380/2025**

SUN PATENT TRUST

.....Plaintiff

Through: Ms. Vaishali Mittal, Mr. Siddhant Chamnola, Ms. Gitanjali Sharma and Ms. Pallavi Bhatnagar, Advocates.

versus

VIVO MOBILE COMMUNICATION CO. LTD. & ORS.

.....Defendants

Through: Mr. Saikrishna Rajagopal, Ms. Julien George, Ms. Anu Paarcha, Mr. Avijit Kumar, Mr. Aniruddh Bhatia, Ms. N. Parvati, Ms. Alka Bisht and Mr. Sanskar Dua, Advocates.

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

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29.05.2026

I.A. 15742/2026 (Direction)

1. This is an application under Section 151 of the Code of Civil Procedure, 1908, filed on behalf of the plaintiff, seeking directions as under

“a) Direct the Plaintiffs to place on record the letter dated April 22, 2026 addressed by the Defendants to the Plaintiff (through counsel) containing the Bank Guarantee issued by the Bank of China bearing Guarantee No: GC336132600025, in a sealed cover as well as a password-protected USB drive before this Hon'ble Court;

b) Direct that access to the sealed cover and the said password-protected USB drive will be available only to the parties and their respective counsel in the present proceedings;

c) Pass an order that the Bank Guarantee bearing Guarantee No. GC336132600025, as issued by the Bank of China is a smokescreen Bank Guarantee and is not adequate for the purposes of the Plaintiffs' pro-tem security relief as sought in I.A. No. I.A. No. 10386 of 2025 And pass any



other orders as this Hon'ble Court may deem fit in the facts and circumstances of the present proceedings”

2. Issue notice.
3. Notice accepted by Ms. Anu Paarcha, learned counsel appearing on behalf of the defendant. Ms. Paarcha states that she has no objection in case the prayer at sub-para (a) and (b) of para 14 is allowed.
4. However, she states that so far as prayer (c) is concerned, they would file a reply.
5. In view of the above, the application is partly allowed to the extent of the prayers sought in sub-para (a) and (b) of para 14 of the application.
6. Reply, if any, be filed within three weeks to the prayer sought in sub-para (c) of para 14. Rejoinder thereto, if any, be filed within one week thereafter.
7. List on the date already fixed i.e. 06.07.2026.

TUSHAR RAO GEDELA, J

MAY 29, 2026

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