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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 390/2025**
GNC HOLDINGS LLC & ANR.Plaintiffs
Through: Mr. Shivam Sharma, Advocate.

versus

ARPIT MANGAL & ORS.Defendants
Through: Mr. Ramchandra Madan and Mr. Tushar Nigam, Advocates for D1.
Mr. Neel Mason, Ms. Pragya Jain and Ms. Surabhi Katore, Advocates for D2.

CORAM:
HON'BLE MR. JUSTICE TEJAS KARIA

ORDER

% **06.10.2025**

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1. Let the Plaint be registered as a Suit.
2. Issue Summons. The learned Counsel for the Defendants accept Summons.
3. The learned Counsel for the Defendant No.1 submits that the Defendant No.1 has a preliminary objection with regard to the maintainability of the present Suit due to lack of territorial jurisdiction as no cause of action has been disclosed to have arisen within the territorial jurisdiction of this Court. The learned Counsel for the Defendant No.1 also submits that the cause of action disclosed with regard to the disparagement also does not lie as this Suit is relating to the defamation *simpliciter*.
4. The Defendant No.1 reserves the right to raise these objections by way of filing an appropriate applications, if any.

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5. The Summons shall state that the Written Statement(s) shall be filed by the Defendants within 30 days from the date of the receipt of Summons. Along with the Written Statement(s), the Defendants shall also file an Affidavit of Admission / Denial of the documents of the Plaintiffs, without which the Written Statement(s) shall not be taken on record.

6. Liberty is granted to the Plaintiffs to file Replication(s), if any, within 30 days from the receipt of the Written Statement(s). Along with the Replication(s) filed by the Plaintiffs, an Affidavit of Admission / Denial of the documents of Defendants be filed by the Plaintiffs, without which the Replication(s) shall not be taken on record.

7. In case any Party is placing reliance on a document, which is not in their power and possession, its details and source shall be mentioned in the list of reliance, which shall also be filed with the pleadings.

8. If any of the Parties wish to seek inspection of any documents, the same shall be sought and given within the prescribed timelines.

9. List before the learned Joint Registrar on 03.12.2025 for completion of pleadings.

I.A. 10600/2025(Additional Documents)

10. The present Application has been filed on behalf of the Plaintiffs under Order XI Rule 1(4) of the Code of Civil Procedure, 1908 (“CPC”) as applicable to Commercial Suits under the Commercial Courts Act, 2015 (“CC Act”) seeking leave to place on record additional documents.

11. The Plaintiffs are permitted to file additional documents in accordance with the provisions of the CC Act and the Delhi High Court (Original Side) Rules, 2018.

12. Accordingly, the Application stands disposed of.



I.A. 10598/2025(U/O XXXIX Rule 1 and 2 of CPC)

13. Issue Notice. The learned Counsel for the Defendants accept Notice.
14. Let the Reply to the present Application be filed within four weeks from date. Rejoinder thereto, if any, be filed before the next date of hearing.
15. List before this Court on 04.02.2026.

TEJAS KARIA, J

OCTOBER 6, 2025/sms