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

+ **CS(COMM) 499/2025 & I.A. 12952/2025**

BRAWN BIOTECH LTD. & ANR.

.....Plaintiffs

Through: Mr. Sachin Gupta, Mr. Rajat Jain and
Mr. Rohit Pradhan, Advocates.

versus

BRAWN HEALTHCARE INDIA P. LTD. & ANR.Defendants

Through: Mr. H.K. Naik, Advocate.
Mr. R. Abhishek, Mr. Avinash K.
Sharma, Mr. Sidhi Pramodh Rayudu
and Mr. Praveen Kumar, Advocates.

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

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04.05.2026

I.A. 11869/2026 (Seeking discharge from representing defendants)

1. This is an application under Section 151 of the Code of Civil Procedure, 1908, (hereinafter referred to as “CPC”), seeking discharge from representing the defendants before this Court.
2. Learned counsel appearing for the defendant states that he had sent a letter dated 13.04.2026 to the defendants by speed post whereby he had indicated that despite repeated requests and reminders, no instructions are forthcoming from them and, therefore, in such circumstances, he would be unable to represent their interests before this Court.
3. The correspondence also indicated that the defendants should engage some other counsel. That apart, the next date of hearing i.e. 04.05.2026, was also intimated to the defendants.
4. The proof of delivery of the letter issued by the Department of Posts, by



way of tracking report, is also enclosed therein. The said report indicates delivery of the said letter on 13.04.2026.

5. Learned counsel states that despite such letter having been issued and delivered, the defendants have not responded. It is on this basis that learned counsel seeks discharge.

6. Having regard to the correspondences sent and the proof of delivery, this Court is of the considered opinion that Mr. H.K. Naik, learned counsel who was hitherto before appearing for the defendants, can be discharged from representing the defendants.

7. The application stands allowed to that extent.

CS(COMM) 499/2025

8. Mr. Abhishek K. Sharma, learned counsel, enters appearance on behalf of the defendants and states that he will file his *Vakalatnama* within one week from day.

9. Ordered accordingly.

10. List the matter for instructions of I.A. 12952/2025 on 07.07.2026 i.e. the date already fixed.

TUSHAR RAO GEDELA, J

MAY 4, 2026

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