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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 573/2021**
RXPRISM HEALTH SYSTEMS PRIVATE
LIMITED & ANR.Plaintiffs

Through: Mr. Kriti Ranjan, Mr. Shamik Saha,
Mr. Vishal and Mr. Abhishek Ranjan,
Advocates.

versus

CANVA PTY LTD & ORS.Defendants

Through: Mr. Saikrishna Rajagopal, Ms. Shruti
Jain and Mr. Ayush Saxena,
Advocates.

CORAM:

HON'BLE MR. JUSTICE TEJAS KARIA

ORDER

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19.09.2025

I.A. No. 23548/2025

1. This is an Application filed on behalf of the Plaintiffs under Section 151 of the Code of Civil Procedure, 1908 seeking urgent listing and early hearing of the present Suit.
2. The learned Counsel for the Plaintiffs submits that *vide* order dated 05.08.2025, the Suit was listed before the learned Joint Registrar (Judicial) for Admission / Denial of the documents on 19.08.2025. On 19.08.2025, the learned Joint Registrar (Judicial) was on leave and the matter is fixed on 29.10.2025 for the said purpose.
3. The learned Counsel for the Plaintiffs submits that the Plaintiffs had themselves suggested that the pending Application alleging contempt, non-compliance and forgery may be taken up at the stage of final hearing, solely with the intent of avoiding pendency of these Applications for early initiation of trial and disposal of the Suit as this is a Commercial Suit filed in 2021.



4. It is further submitted by the learned Counsel for the Plaintiffs that no stay has been granted by the Division Bench of this Court in the Appeal filed by the Defendants, challenging the order dated 18.07.2023, whereby the I.A. No. 14842/2021 was disposed of by restraining the Defendants from making available Canva product with the 'Present and Record' feature, which was *prima facie* found to be infringing the Plaintiffs' Suit Patent being IN360726 and from using any other feature that would result in the infringement of the Plaintiffs' Suit Patent Being IN360726.

5. The learned Counsel for the Plaintiffs submits that in view of the pendency of the Suit, prejudice is being caused to the Plaintiffs and, therefore, an early date may be fixed before the learned Joint Registrar (Judicial) for Admission / Denial of the documents and thereafter, before this Court for framing of Issues.

6. The learned Counsel appearing for the Defendants does not object to the advancement of the date before the learned Joint Registrar (Judicial).

7. Having considered the request made by the learned Counsel for the Plaintiffs and the next date being on 29.10.2025, no case is made out for advancement of the date already fixed before the learned Joint Registrar (Judicial). However, it is directed that the matter will be taken up by the learned Joint Registrar (Judicial) on the date already fixed, i.e., on 29.10.2025 for the purpose of concluding the Admission / Denial of the documents.

8. Accordingly, the Application stands disposed of.

TEJAS KARIA, J

SEPTEMBER 19, 2025/sms