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

+ **CS(COMM) 784/2025**

NAYAN INDIA SCIENCE AND TECHNOLOGIES

PVT. LTD.

.....Plaintiff

Through: Ms. Anju Agrawal, Mr. Nishant Rai,
Ms. Swati Mittal & Ms. Akhya
Anand, Advocates.

versus

COVERT EYE TECHNOLOGIES PRIVATE LIMITED

& ANR.

.....Defendants

Through: Mr. Samudra Sarangi, Ms. Shruti
Raina, Mr. Lakshay Kumar & Ms.
Yoshita Sood, Advocates for
Defendant No.1.

CORAM:

HON'BLE MR. JUSTICE TEJAS KARIA

ORDER

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16.09.2025

I.A. 23030/2025

1. This is an Application under Section 151 of the Code of Civil Procedure, 1908 seeking early hearing of I.A. 18564/2025 on an urgent basis. The learned Counsel for the Applicant / Defendant No. 1 submits that on 05.09.2025, the Plaintiff has sent an email to Euro Cars and on 10.09.2025, Euro Cars has sent a response to the Plaintiff stating that Euro Cars is availing the technology and services of a third-party service provider, Covert Eye Technologies Private Limited, i.e., Defendant No. 1.

2. In response, the Plaintiff has written an email dated 15.09.2025 stating that Euro Cars is required to Reply to the notice and compliance by 18.09.2025, failing which the Plaintiff will be left with no option but to escalate the matter through appropriate legal proceedings without further



notice.

3. The learned Counsel for the Applicant / Defendant No. 1 submits that the actions of the Plaintiff demonstrate that the Plaintiff is attempting to divert the Applicant / Defendant No. 1's business by making allegations that are unsubstantiated during the pendency of the present Suit.
4. Issue Notice. The learned Counsel for the Plaintiff accepts Notice.
5. The learned Counsel for the Plaintiff denies the allegations made in the Application and seeks time to take instructions with regard to the email dated 15.09.2025 sent by the Plaintiff as the same does not form part of the Application as the Application was filed prior to the date of this email.
6. The learned Counsel for the Applicant / Defendant No. 1 shall file an affidavit along with the copy of this email to place the same on record within a period of two days.
7. Let the Reply to this Application be filed by the Plaintiff within a period of one week.
8. List for hearing on 06.10.2025.

TEJAS KARIA, J

SEPTEMBER 16, 2025/ 'A'