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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(COMM) 878/2025, I.A. 20633/2025, I.A. 680/2026 & I.A. 2084/2026

MS. ANUPAMA DAYAL

.....Plaintiff

Through: Mr. Chander M. Lall, Senior Advocate
with Mr. Shantanu Sood, Mr. Shekhar
Sri Prakash, Mr. Abhay Singh and Ms.
Annanya Mehra, Advocates.

versus

M/S LAS BLONDAS SA & ORS.

.....Defendants

Through: Mr. Paritosh Anil and Mr. Shubhansh
Patel, Advocates for D-1, 3 & 4.
Mr. Saurabh, Advocate for D-2 & 5.
Ms. Ana Upadhyay and Ms. Anupriya,
Advocates for D-6 & 7.
Mr. Manish Singhal, Advocate for D-8.

CORAM:
HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER
06.02.2026

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I.A. 2084/2026 (Condonation of Delay of 30 days in filing the written statement)

1. This is an application under Section 151 of the Code of Civil Procedure, 1908 ('CPC') read with Order VIII Rule 1 of CPC filed on behalf of defendant no.5 seeking condonation of delay of 30 days in filing the written statement.
2. For the reasons stated, the application is allowed. The delay of 30 days in filing the written statement is condoned.
3. The written statement filed on behalf of defendant no.5 be taken on

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record. The replication, if any, be filed within the time stipulated as per Rules.

4. The application stands disposed of.

IA 20633/2025 (Stay)

5. Heard Mr. Chander M. Lall, learned senior counsel appearing for the plaintiff.

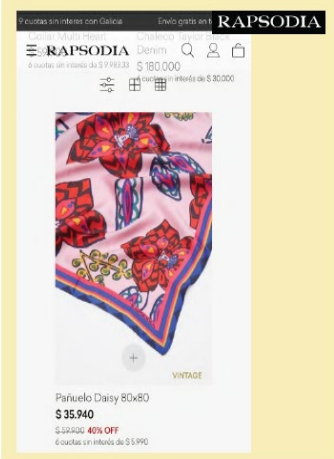
6. He points out that the plaintiff, from page 8 onwards of the application, has specified the copyright in designs, the photographs whereof have been affixed till page 13. He also invites attention of this Court to para 21 and the comparison of images of plaintiff's original works on one side and the defendant's works on the other, which are reproduced hereunder:

"21. Therefore, immediately after the March 10, 2025 visit, the Plaintiff reviewed the official RAPSODIA website (<https://www.rapsodia.com.ar/>) and social media accounts to learn more about the company and brand. Upon doing so, she was shocked to discover that a number of garments bearing clear and substantial similarities to her original artistic creations i.e. replicas, knock-offs and adaptations of her original artistic creations were being marketed and sold as original works under the RAPSODIA label at exorbitant prices. The Plaintiff has compiled a detailed side-by-side visual comparison of these infringing products against her original artistic creations. These images, illustrating the unauthorized duplication of her copyrighted works, are exhibited hereinbelow:

Plaintiff' Original Works	Defendant's Infringing Works
	







The image of the Defendant’s product (scarf) on the right features the identical flower as the Plaintiff’s including the distinctive Shivling with the hooded serpent design at the center.

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Plaintiff Original Works	Defendant's Infringing Works
	
	The Defendant’s dress on the right also features the copied Alpha flower in its entirety

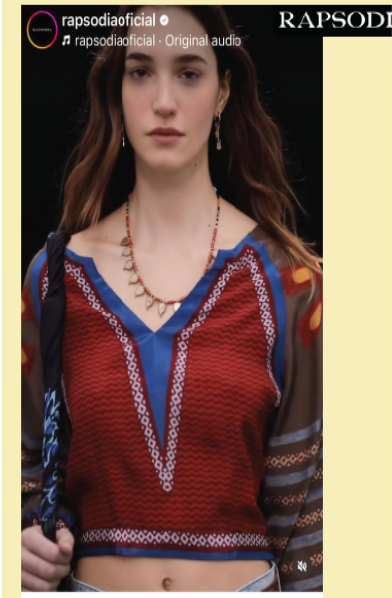


Plaintiff' Original Works	Defendant's Infringing Works
	
	
The Defendant's product on the right features the identical variation of the Plaintiff's flower artwork	



Plaintiff' Original Works	Defendant's Infringing Works
	
The Defendant's product on the right uses an almost exact reproduction of the Plaintiff's Magnolia flower and even copies and reproduces the effect created by the sequins in the Plaintiff's creation	



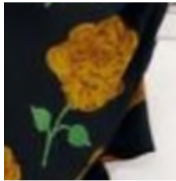
Plaintiff' Original Works	Defendant's Infringing Works
	
The Defendant's product on the right features a nearly identical reproduction of the Plaintiff's realm dress creation	
	
The Defendant's product on the right features a nearly variations and adaptations of the Plaintiff's realm dress creation. These include the wheel motif on the shoulder and the ribbon stripes	



Plaintiff' Original Works	Defendant's Infringing Works
	
The Defendant's dress on the right is a colorable imitation of the Plaintiff's Dacca dress and features the nearly identical patterns.	
	
The Defendant's tunic on the right is a colorable imitation of the Plaintiff's Sanya tunic	



Plaintiff' Original Works	Defendant's Infringing Works
	
The Defendant's tunic on the right is an almost identical imitation of the Plaintiff's variation of the Sanya tunic.	

Plaintiff' Original Works	Defendant's Infringing Works
	
	
The Defendant's dress on the right is an almost identical imitation of the Plaintiff's Hibiscus dress. The hibiscus flower is a complete copy of the Plaintiff's original hibiscus artwork.	



Plaintiff's Original Works	Defendant's Infringing Works
	
The Defendant's images on the right are a colorable imitation of the Plaintiff's original necklace creation	

The above are only a few examples of Plaintiff's creations that have been copied, reproduced and sold as Defendant no. 1's original designs. The copied works are substantially similar and retain distinctive and unique artistic features that can be traced directly to the Plaintiff's original artistic creations. They also feature the Plaintiff's original artworks either in their entirety or with minimal modifications, demonstrating blatant and willful infringement thereof."

7. Mr. Chander M. Lall, learned senior counsel submits that in case the defendant is prohibited or restrained from making any reproduction of these 8 dresses and 1 jewellery design as depicted in the images, the application can be disposed of.

8. On the aforesaid submission, learned counsel for the contesting defendant no.1 submits, under instructions of defendant no.1, that defendant no.1 is neither producing nor shall produce or manufacture such garments or jewellery, containing the artistic works of the plaintiff.

9. In that view of the matter, the application is disposed of binding defendant no.1 to the statement given by the learned counsel for defendant no.1 and directing defendant no.1 to file an affidavit of undertaking in terms of the above statement.

10. Defendant no.1 is directed to file an affidavit furnishing the following



details within six weeks with a copy to the learned counsel for the plaintiff:

- (i) Total number of items produced for each infringing work.
- (ii) Date of manufacture for each infringing work.
- (iii) Place and name of manufacturer for each infringing item.
- (iv) Date of export from India for each infringing item alongwith shipping documents, packing list and invoice and Forwarder documents.
- (v) Final retail price of each infringing item with supporting records.
- (vi) Total sales record of each infringing item.
- (vii) Copies of purchase order for each infringing item.

11. The application stands disposed of.

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12. Learned counsel appearing for defendant nos.6, 7 and 8 together submit that they have not manufactured any garments containing the artwork/designs of plaintiff either for themselves or for any other defendant. They also request that in such situation, they may be deleted from the array of parties.

13. The statements of defendant nos. 6, 7 and 8 are taken on record. However, the concerned persons shall file their affidavits of undertaking as noted above, within one week from date. Copies of the said affidavits shall be furnished in advance to the learned counsel for the plaintiff.

14. The date already fixed before Joint Registrar (Judicial) i.e., 24.03.2026 stands cancelled.

15. List before the Joint Registrar (Judicial) for completion of pleading on 06.04.2026.

TUSHAR RAO GEDELA, J

**FEBRUARY 6, 2026
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