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

+ **CS(COMM) 848/2024**

SUN PHARMACEUTICAL INDUSTRIES LTD

.....Plaintiff

Through: Mr. Sachin Gupta, Mr. Rajat Jain, Mr. Rohit Pradhan, Ms. Prashansa & Ms. Mahima, Advs.

versus

TRUE DERMA SA PVT LTD & ORS.

.....Defendant

Through: None.

CORAM:

JOINT REGISTRAR (JUDICIAL), SUDHIR KUMAR SIROHI (DHJS)

ORDER

% **26.05.2026**

List the matter for the purpose fixed on the date already fixed
i.e. **21.08.2026**.

IA No.602/2025 (By plaintiff u/o 1 Rule 10 r/w Section 151 CPC seeking impleadment of Sharada Medcare Traders P. Ltd., M/S. Indo Rama Engineers and Gloss Pharmaceuticals P. Ltd. as defendant nos. 8 to 10)

The pleadings are already complete, vide order dated 20.11.2025.

Vide order dated 08.05.2026, the undersigned has been directed to take the present IA for consideration. It has been submitted by ld. counsel for the plaintiff that ld. counsel for the proposed defendants deliberately chose not to appear so that the IA may not be disposed off and the matter is in mediation qua proposed



defendant no. 9, the matter has been settled with proposed defendant no. 9. In View of the submissions made in para no. 6 & 7 of the IA, proposed defendant no. 9 is impleaded as defendant no. 9.

The right of proposed defendant no. 10 to file the reply was closed.

As per para no. 9 of the IA, proposed defendant no. 10 was manufacturing the products under the impugned mark for defendant no. 1 to 6, therefore the proposed defendant no. 10 is impleaded as defendant no. 10.

The averments qua proposed defendant no. 8 are that the proposed defendant no. 8 was selling the products under the impugned mark after procuring them from defendant no. 1 to 6 in Nepal and defendant no. 1 to 6 exported the products under impugned mark to the proposed defendant no. 8, however, in its reply, the proposed defendant no. 8 has denied the averments. The defendant no. 1 to 6 in their written statement dated 07.04.2024 has claimed that defendant no. 6 is one of the director of proposed defendant no. 8 and export of the product falls within the terms “use” as per Section 56 of the Trademarks Act. Therefore, the proposed defendant no. 8 is impleaded as defendant no. 8.

Summons be served to defendant no. 8 to 10 through all permissible modes, subject to the filing of PF.

Upon filing of written statement, if any as per law, thereafter replication, if any be filed in accordance with law.

SUDHIR KUMAR SIROHI (DHJS)
JOINT REGISTRAR (JUDICIAL)

MAY 26, 2026/jr

[Click here to check corrigendum, if any](#)