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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 1185/2016**
THE CARTOON NETWORK INC. Plaintiff

Through: Ms. Nimrat Singh (VC),
Advocate

versus

MR. VISHVAJEET SHARMA & ORS. Defendant

Through: Mr. Amit Jain, Mr. Arnav
Chatterjee, Advocates

CORAM:
JOINT REGISTRAR (JUDICIAL) Dr. AJAY
GULATI (DHJS)

% **ORDER**
11.01.2024

I.A. No. 703/2024 filed on behalf of the plaintiff under Order
XVI Rule 1(3) r/w Section 151 CPC.

Issue notice. Notice accepted by the ld. Counsel for the
defendants.

Let reply be filed within four weeks, with an advance copy
of the same to the opposite side. Rejoinder thereto, if any, be
filed thereafter within three weeks.

I.A. No. 704/2023 filed on behalf of the plaintiff under Section
151 CPC.

Present IA has been filed for seeking permission to
substitute replication which was filed way back in Sept'2016.
The reason as mentioned in the application is that there is some
discrepancy in the signatures of the attorney who had signed the
replication. Consequently, the replication is sought to be



substituted / re-filed under the signatures of Mr. Christopher Jackson, who is the current constituted attorney of the plaintiff. It has also been submitted in the present IA that the contents of the replication shall not be changed.

In the understanding of this Court, replication can neither be permitted to be re-filed or substituted after the period to file the replication has expired. In the present case, the delay is much too evident to be specifically emphasized. Plaintiff has woken up after 07 years.

Ld. Counsel for the plaintiff submits that the application be put before the Hon'ble Court for consideration.

Notice has been accepted by the ld. Counsel for defendants. Let reply be filed within three weeks, with an advance copy of the same to the plaintiff. Rejoinder thereto, if any, be filed thereafter within one week.

Put up before the Hon'ble Court on 15.02.2024, for further directions.

**AJAY GULATI - I (DHJS),
JOINT REGISTRAR (JUDICIAL)**

JANUARY 11, 2024/sk

Click here to check corrigendum, if any