

Anoop Jain vs. M/s Olina Professional Cosmetics Pvt. Ltd a/w connected matter.

Civil Suit No.19 of 2014 a/w Civil Suit No.45 of 2014

Civil suit No.19 of 2014

22.04.2026

Present:

Mr. Amit Sharma, Advocate, for the plaintiff.

Mr. Sanjay Sharma, Advocate with Mr. Alvin Messey, Advocate, for the defendant.

Civil Suit No.45 of 2014

Mr. Sanjay Sharma, Advocate with Mr. Alvin Messey, Advocate, for the plaintiff.

Mr. Amit Sharma, Advocate, for the defendant.

OMP No.1460 of 2025 in Civil Suit No.19 of 2014

The present application under Order VIII, Rule 1A(3) read with Section 151 of CPC, has been filed by the defendant/counter-claimant to place on record original invoices.

It has been mentioned in the application that the defendant had already placed copies of invoices showing purchase of new Moulds from various suppliers. However, due to oversight during the course of recording of examination-in-chief of DW-1, the said witness forgot to keep original invoices with him, as a result of which, the said invoices were marked. Therefore, it is prayed that the defendant may be permitted to place on record the original invoices so that the said document may be given Exhibit Mark.

Reply to the application has been filed by the plaintiff/non-applicant, wherein averments made in the

application have been denied and it has been stated that if the applicant/defendant is permitted to place on record the documents in question at this belated stage, it would be in violation of Order 13 rule 1CPC and also it would be prejudicial to the interest of non-applicant/plaintiff.

I have heard learned counsel for the parties and also gone through the record of the case.

Since, it is not in dispute that the photocopies of original invoices, which the defendant wants to produce on record, are already on record, therefore, no prejudice is going to be caused to the non-applicant/plaintiff, if the present application is allowed.

Accordingly, in view of the above, the present application is allowed and defendant/counter-claimant, is permitted to produce the original invoices on record, as mentioned in this application, subject to the cost of Rs.20,000/-, out of which, Rs.10,000/- shall be deposited with 'Chief Justice Disaster Relief Fund, 2025' and remaining amount of Rs.10,000/-, shall be paid to the non-applicant/plaintiff.

Application stands disposed of.

OMP No.1280 of 2025 in Civil Suit No.19 of 2014

Heard in part.

At this stage, learned counsel for the applicant/defendant, prays for adjournment.

As prayed for, list this application for further arguments on 21.05.2026.

(Sushil Kukreja)
Judge

April 22, 2026
(reena)