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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **FAO (COMM) 215/2025 CM APPL. 49008/2025**
THE SUPREME INDUSTRIES LIMITED

.....Appellant

Through: Mr. Tushar A John, Mr. Sarthak
Sharma, Advs.

versus

TARAKANT SANGWANI

.....Respondent

Through: Mr. Bhuvneshwar Tyagi, Mr. Zahid
Hanif, Advs.

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **27.04.2026**

1. This appeal lays a challenge to an order passed by the learned District Judge (Commercial Court)-01, Patiala House Court, New Delhi, whereby the learned District Judge has dismissed the application filed by the appellant under Order XXXIX Rules 1 and 2 of the Civil Procedure Code, 1908.

2. On 11.08.2025, this Court in paragraph 18 and 19 of the order has stated as under:

“18. There is a clear prima facie case in the appellant’s favour. Permitting the respondent to use the impugned “Sapreme” mark would amount to giving a licence to infringe, which would clearly result in irreparable loss to the appellant. The balance of convenience would also, therefore, justify staying operation of the impugned order, especially as an injunction in favour of the appellant was in place till the passing of the impugned order.

19. Accordingly, till the next date of hearing, the operation of



the impugned order dated 17 July 2025 passed by the learned Commercial Court shall stand stayed and the ad interim order dated 14 January 2025 shall stand revived.”

3. Suffice to state that the interim order passed on 11.08.2025 has been continuing thereafter.
4. The submission of learned counsel for the appellant is that the appeal is at the final stage inasmuch as the arguments are to be advanced by the learned counsel for the parties. If that be so, we have put it to the learned counsel for the respondent whether he is agreeable for the disposal of this appeal by continuing the interim order. The counsel is agreeable to the same, provided this Court observes that all the contentions of the parties are left open.
5. We make it clear that the stay granted by this Court is only on a *prima facie* finding.
6. The order dated 11.08.2025 is made absolute till the decision in the suit, leaving open all the contentions of the parties, to be canvassed before the learned District Judge.
7. The appeal is disposed of.
8. The pending application is also disposed of as having become infructuous.

V. KAMESWAR RAO, J

MANMEET PRITAM SINGH ARORA, J

APRIL 27, 2026/rt