



\$~21

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

+ **CS(OS) 539/2025, I.A. 19834/2025, I.A. 19835/2025, I.A. 19836/2025 & I.A. 19837/2025**

**KAPIL DEV SINGH ANR**

.....Plaintiffs

Through: Mr. Samudra Sarangi, Ms. Riya Kalra, Mr. Paritosh Tengshe and Ms. Panchi Agarwal, Advocates.

versus

**DHARMENDRA GUPTA**

.....Defendant

Through:

**CORAM:**

**HON'BLE MR. JUSTICE AMIT BANSAL**

**ORDER**

%

**14.08.2025**

**I.A. 19837/2025 (seeking exemption from filing translated copies of certain text in the vernacular language that form a part of screenshots in Document no.6)**

1. Allowed, subject to the plaintiffs filing the translated copies of certain text in the vernacular language that form a part of screenshots in document no. 6 within four (4) weeks from today.

2. The application stands disposed of.

**I.A. 19835/2025 (seeking permission to place on record pen drive containing screen recordings of the conciliatory proceedings)**

3. The plaintiffs are permitted to place on record the pen-drive (Document no. 4), containing the screen recordings of the videos of the conciliatory proceedings published by defendant on the social media platform



‘X’ (formerly, Twitter).

4. The application stands disposed of.

**I.A. 19836/2025 (u/S 148 and 149 of CPC, 1908)**

5. Mr. Samudra Sarangi, counsel appearing on behalf of the plaintiffs, submits that the requisite court fees shall be deposited within two (2) weeks.

5.1. The statement of the counsel is taken on record.

6. The application stands disposed of.

**CS(OS) 539/2025**

7. Let the plaint be registered as a suit.

8. Issue summons.

9. Summons be issued to the defendant through all permissible modes. Affidavit of service be filed within two (2) weeks.

10. The summons shall state that the written statement shall be filed by the defendant within thirty days from the date of the receipt of summons. Along with the written statement, the defendant shall also file affidavit of admission/denial of the documents of the plaintiffs, without which the written statement shall not be taken on record.

11. Liberty is given to the plaintiffs to file replication, if any, within thirty days from the receipt of the written statement. Along with the replication filed by the plaintiffs, affidavit of admission/denial of the documents of the defendant be filed by the plaintiffs.

12. It is made clear that any unjustified denial of documents may lead to an order of costs against the concerned party.

13. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the timelines.

14. List before the Joint Registrar on 9<sup>th</sup> October, 2025.



15. List before the Court on 15<sup>th</sup> January, 2026.

**I.A. 19834/2025 (u/O XXXIX Rules 1 and 2 of CPC, 1908)**

16. The present suit has been filed seeking relief of permanent injunction against the defendant restraining him from making defamatory statements against the plaintiffs.

17. It is stated that defendant was engaged as a Relationship Manager with the plaintiff no.2/ ICICI Bank on 11<sup>th</sup> May, 2022 on a probation basis. The defendant was discharged during the probation period itself on 6<sup>th</sup> June, 2023.

18. Upon his discharge, the defendant started making abusive and defamatory statements against the plaintiffs on various social media platforms. It is stated that the defendant has posted over 100 videos on various social media platforms, disparaging the plaintiff no.2/ ICICI Bank.

19. The defendant initiated conciliation proceedings under the provisions of Industrial Disputes Act, 1947. During the conciliation proceedings held on 15<sup>th</sup> May, 2025, the defendant made various abusive and defamatory remarks against the employees of the plaintiff no.2/ ICICI Bank, which were subsequently posted on social media platforms.

20. The attention of the Court has been drawn to the abusive and defamatory remarks, which have been listed in Document 6 filed along with the plaint.

21. None appears on behalf of the defendant despite advance service.

22. Issue Notice.

23. Notice be issued to the defendant through all permissible modes, including e-mail.

24. Reply be filed within four (4) weeks.



25. Rejoinder thereto, if any, be filed within two (2) weeks thereafter.
26. The plaintiff no.2 is a reputed Bank and the various statements as well as social media posts by the defendant are intended to damage the reputation of the plaintiff no.2. Hence, a *prima facie* case is made out on behalf of the plaintiffs.
27. Balance of convenience is in favour of the plaintiffs and against the defendant. Irreparable harm and injury would be caused to the plaintiffs if the defendant continues to make such defamatory statements.
28. Consequently, till the next date of hearing, the defendant is restrained from making, addressing, publishing, distributing, posting, tweeting, sharing, circulating, uploading or otherwise disseminating any abusive, derogatory, or disparaging videos, posts or other content against the plaintiffs and/or disseminating any audio and/or video recording(s) of an quasi-judicial or judicial proceedings involving either of the plaintiffs.
29. Compliance of Order XXXIX Rule 3 of the Code of Civil Procedure, 1908 be made within three (3) days.
30. List before the Joint Registrar on 9<sup>th</sup> October, 2025 for completion of service and pleadings.
31. List before the Court on 15<sup>th</sup> January, 2026.

**AMIT BANSAL, J**

**AUGUST 14, 2025**

*Vivek/-*