

Atul

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
IN ITS COMMERCIAL DIVISION
INTERIM APPLICATION (L) NO. 11126 OF 2021
IN
COMMERCIAL IP SUIT (L) NO. 11125 OF 2021
WITH
LEAVE PETITION (L) NO. 11129 OF 2021**

Viacom 18 Media Pvt Ltd ...Plaintiff
Versus
Panorama Studios International Ltd & Ors ...Defendants

Mr Ravi Kadam, Senior Advocate, with Ashish Kamat, Thomas George, Tanvi Sinha & Mudit Tayal, i/b Saikrishna & Associate, for the Plaintiff.

Mr Sumanth Anchan, for Defendant No. 1.

Mr Vineet Naik, i/b Kartik Desai, for Defendant No. 2.

Mr Rashmin Khandekar, i/b Rahul Punjabi, for Defendant No. 3.

Mr Hiren Kamod, i/b Kunal Kanungo, Kanungo & Co, for Defendant No. 4.

**CORAM: G.S. PATEL, J
(Through Video Conferencing)**

DATED: 5th May 2021

PC:-

1. The Clause XII Petition is mentioned and is taken on board. It is made absolute. None have any objection.

2. Heard through video conferencing.
3. Defendants Nos. 1 and 2 make a statement on instructions that the Counsel of each has received, in the following terms and operative until the next date.
4. The statement is that the two Defendants will not themselves or through any other person with whom they may have a contract or arrangement, begin the shooting of the film in question, i.e. a sequel to the film *Drishyam*. The first version was in both Malayalam and Hindi and featured amongst others, the actors Ajay Devgn and Tabu. Mr Naik for the 2nd Defendant accepts that if the 1st and 2nd Defendants take up any preparatory work, such as developing a treatment, script, screenplay or dialogue, this will be at their own risk, and that they will not be entitled to claim any equities on that basis under any circumstances whatsoever. These statements are accepted as undertakings to the Court.
5. Affidavit in Reply is to be filed and served on or before 1st June 2021. Affidavit in Rejoinder is to be filed and served on or before 14th June 2021.
6. List the Interim Application for final disposal on 18th June 2021.
7. Leave to the Plaintiffs to amend. Amendments are to be carried out within one week from today in soft copy and in hard copy. Re-verification is dispensed with.

8. The Advocates for the Defendants are to be served with the amended plaint and Interim Application within one week thereafter. Copy of the draft amendment are to be sent by the Advocates for the Plaintiffs.

9. All concerned will act on production of an ordinary copy of this order.

(G. S. PATEL, J)