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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
IN ITS COMMERCIAL DIVISION  
INTERIM APPLICATION (L) NO. 18801 OF 2021  
IN  
COMMERCIAL IP SUIT (L) NO. 18793 OF 2021**

Chotenlal Saini (CL Saini) ...Plaintiff  
*Versus*  
Zee Entertainment Enterprises Ltd & Ors ...Defendants

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**Mr Venkatesh Dhond, Senior Advocate, with Dr Birendra Saraf, Senior Advocate, Rashmin Khandekar, Tushar Gujjar, Deepak Singh, & Ajay Jajodia, i/b SL Partners, for the Plaintiff.**  
**Mr Virag Tulzapurkar, Senior Advocate, with Hiren Kamod, Anushree Rauta, Punit Jani, Navankur Pathak, & Narayani Choudhary, i/b Punit Jani, for Defendants Nos. 1 to 4.**

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**CORAM: G.S. PATEL, J  
DATED: 27th August 2021**

**PC:-**

1. Mr Kamod, having taken instructions at my specific instance, agrees that on a without prejudice basis Defendant Nos. 1 and 2 will re-schedule the launch of their Television show BAAL SHIV – MAHADEV KI ANDEKHI GATHA until 15th September 2021. The statement is noted and accepted as an undertaking to the Court.

2. It is clarified that Defendant Nos. 1 and 2 will be entitled to continue with their promos and teasers for the serial, but showing the re-scheduled date. This is, however, on the understanding that the rival rights and contentions have not been considered today.

3. The application for an injunction will be taken up on the date indicated below, and whether or not the Defendants Nos. 1 and 2 should continue with the telecast will depend on the order that comes to be passed on this Interim Application.

4. The Defendants have filed a limited Affidavit to oppose the ad-interim relief with a short compilation. They are at liberty to file and serve a comprehensive Affidavit in Reply on or before 4th September 2021. Should the Plaintiff desire to put in an Affidavit in Rejoinder, that is to be filed and served no later than by 8th September 2021. No further Affidavits are to be filed and served without leave of the Court.

5. Rather than having bulky annexures to the Affidavit, both sides are at liberty to file separate compilations of additional material, if they so wish.

6. I am making it clear that I have not assessed the rival merits while making this order. All contentions are expressly kept open.

7. Mr Kamod also has instructions to state that the Plaintiff will be given access to the ten episodes of the Defendants' show that are ready. The Plaintiff will also be entitled to retain for his study for

this Interim Application the story line prepared by the Defendants for their TV show, but on condition of utmost confidentiality and subject to an order of a return without the Plaintiff making or retaining any copies..

8. The Defendant will fix a time before 1st September 2021, and, if necessary, on more than one day, when the Plaintiff and one representative of his law firm can see the ten episodes. The Plaintiff agrees not to ask for a digital or soft copy of the ten episodes. The screening will be done for the Plaintiff (and the attending advocate) in premises indicated by the Defendant.

9. It goes without saying that the Plaintiff must not record or video tape any part of the screening that is shown to the Plaintiff.

10. Finally, it is clarified that if the Defendants continue to run their promos and other advertising material, this is without prejudice and they will not be entitled to claim any equities as a result of those promos, teasers or advertisements from this date until the next date.

11. I will take up the matter on 13th September 2021.

12. This order will be digitally signed by the Private Secretary/Personal Assistant of this Court. All concerned will act on production of a digitally signed copy of this order.

**(G. S. PATEL, J)**