

Present: Sri Utpal Misra (JO Code:WB00659)
Judge, Commercial Court at Alipore
Title Suit 18 of 2022
CNR no. WBSP18-000156-2022

Order No. 18
07.10.2023

In the matter of:
Suit for infringement of
trademark under the
Trade Marks Act, 1999,
and for infringement of
copyright under the
Copyright Act, 1957,
valued at Rs.
5,00,00,000/-
And
In the matter of:
Tata Consumer Products
Ltd.
Vs.
In the matter of:
Radhey Salt Trading
Company & 02 Ors.

ORDERED

Today is fixed for filing affidavit – in – opposition, if any, to the injunction application being I.A No. 02/2022 by the Defendant no. 2 and for filing rejoinder by the Plaintiff , to the objection of the injunction application also for S/R , appearance of the Proforma Defendant.

Defendant No. 1 and 2 file their respective haziras.

Defendant No. 2 files a petition stating that all necessary documents pertaining to the instant suit have not yet been supplied by the Plaintiff upon the Defendant No. 2, as such Defendant No. 2 is not in a position to file opposition as well as written statement. Therefore, Defendant No. 2 prays for a direction upon the Plaintiff to supply necessary documents upon the said Defendant.

On the other hand, Plaintiff also files a petition praying for adjournment of today's matter and fixing another date for filing affidavit – in reply.

Heard.

Considered all.

Plaintiff is directed to served all necessary documents pertaining to the instant Title Suit upon the Defendant No. 2 positively within the next returnable date as fixed hereunder.

*Fix **12.12.2023 at 11:30 a.m.** for filing affidavit – in – opposition to the I.A. No. 02 /2023 by the Defendant No. 2 positively.*

***To date** for filing rejoinder by the Plaintiff to the objection of the injunction application.*

***To date** also for S/R , appearance of the Proforma Defendant.*

***Written Statement** within statutory period.*

I.A. no. 14/2023

*Plaintiff at this stage, files another application in supported by an affidavit praying for extension of the ad-interim order of injunction dated 28.09.2022. Let the same be registered as **I.A. No. 14/2023**.*

Prayer is considered and allowed.

Let the order of ad-interim injunction is extended till next date fixed.

Accordingly, the instant I.A. No. 14 /2023 is hereby disposed off.

Parties to act on the basis of the downloaded copy of the ordersheet from the Web-site / Ecourts-app.

Dictated & corrected by me,

Sd/-

*Judge, Commercial Court at Alipore
For districts of South 24 Parganas, Purba Medinipur,
Paschim Medinipur & Jhargram*

Sd/-

*Judge, Commercial Court at Alipore
For districts of South 24 Parganas, Purba Medinipur,
Paschim Medinipur & Jhargram*