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

+ **CS(COMM) 56/2022**

MS LIGHTBOOK & ANR.

..... Plaintiffs

Through: Mrs. Avnish Ahlawat, Mr. Uday Singh Ahlawat, Mrs. Tania Ahlawat, Mr. Nitesh kumar Singh and Mr. Anuj Dewan, Advs.

Versus

MR PRAVIN SHRIRAM KADAM & ORS.

..... Defendants

Through: None.

CORAM:

HON'BLE MS. JUSTICE ASHA MENON

ORDER

% **21.01.2022**

[VIA VIDEO CONFERENCING]

I.A.1204/2022 (for exemption)

1. Allowed, subject to just exceptions.
2. The application stands disposed of.

CS(COMM) 56/2022 & I.A.1203/2022 (of plaintiffs u/O XXXIX R-1& 2 CPC r/w Section 135 of the Trademarks Act, 1999 for injunction)

3. The plaint be registered as a suit.
4. The suit has been filed for permanent injunction restraining infringement of trademark, passing off, dilution of goodwill, unfair competition, rendition of accounts of profits/damages and recovery of damages.
5. Issue summons in the suit and notice in the application to the defendants by all permissible modes, returnable before the Joint Registrar.

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6. The summons shall indicate that the written statement(s) to the suit and reply(ies) to the application be filed by the defendant(s) within thirty days from the date of receipt of the summons. The defendant(s) shall also file the affidavit of admission/denial of the document(s) filed by the plaintiffs, failing which the written statement(s) shall not be taken on record.
7. The plaintiffs are at liberty to file replication(s) to the written statement(s) and rejoinder(s) to the reply(ies) filed by the defendant(s) within thirty days following the filing of the written statement(s)/reply(ies). The replication(s) shall be accompanied by the affidavit of admission/denial in respect of the documents filed by the defendant(s), failing which the replication(s) shall not be taken on record.
8. If any of the parties wish to seek inspection of any documents, the same shall be sought and given within the time lines.
9. List before the Joint Registrar on 18th April, 2022 for completion of service and pleadings.
10. List before the court on 19th May, 2022.
11. The order be uploaded on the website forthwith.

ASHA MENON, J.

JANUARY 21, 2022

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