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

# **CNR No. DLHC010187422024**

+ **CS(COMM) 294/2024**

**ASTRAL LTD. ....Plaintiff**

Through: Mr. Sachin Gupta, Mr. Rajat Jain, Mr. Rohit Pradhan, Ms. Prashansa, Ms. Mahima and Mr. Ajay, Advocates.

versus

**M/S ASTRAL MARKETING SYNDICATE & ANR. ....Defendants**

Through: Mr. Rishabh Srivastava and Mr. Archit Bhandari, Advocates for D-1.

**CORAM:**

**HON'BLE MS. JUSTICE JYOTI SINGH**

**ORDER**

% **19.08.2026**

**I.A. 29673/2025**

1. This is an application filed on behalf of the Plaintiff under Section 151 CPC read with Section 24 CPC and Rule 26 of Delhi High Court Intellectual Property Rights Division Rules, 2022 ('IPD Rules') for transfer of the Rectification Petition bearing No. 282026, currently pending before the Trade Marks Registry to this Court as also for consolidation for the same with the present suit.

2. Present suit is filed for permanent injunction restraining the Defendants from using the impugned marks ASTRAL and  and/or any other mark/label/trade name identical or deceptively similar to Plaintiff's ASTRAL marks. Plaintiff has also filed a rectification petition seeking cancellation of registration of ASTRAL (word mark) on 03.04.2024,



which is pending before the Trade Marks Registry. Since the rectification petition pertains to a mark, which is also subject matter of the present suit, this application is filed for transfer of the said petition before this Court and consolidation with the present suit in view of Rule 26 of IPD Rules.

3. In light of Rule 26 of IPD Rules as also judgment of Co-ordinate Bench of this Court in ***Jumeirah Beach Resort LLC v. Designarch Consultants Pvt. Ltd., (C.O (COMM-IPD-TM) 124/2022, order dated 28.11.2022*** and exercising power under the said rule as also to avoid multiplicity of proceedings and conflicting rulings, it is deemed appropriate to direct that Rectification Petition bearing No. 282026 pending before the Trade Marks Registry, Delhi be transferred to this Court and consolidated with the present suit. Steps will be taken by the registry of this Court to ensure that records of the Rectification Petition bearing No. 282026 are transferred and for this purpose, list the matter before the learned Joint Registrar on 30.09.2026.

4. Application is allowed and disposed of.

**I.A. 7865/2024 (u/O XXXIX Rules 1 and 2 r/w Section 151 CPC)**

5. List for hearing on 27.11.2026.

6. Written submissions, if any, be filed by Defendant No. 1 before the next date.

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7. List on 30.09.2026 before the learned Joint Registrar.

**JYOTI SINGH, J**

**AUGUST 19, 2026**

**S.Sharma**