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

+ CS(COMM) 313/2021 & I.A. 7928/2021, I.A. 7929/2021, I.A. 13310/2021, I.A. 13311/2021, I.A. 17806/2023

MAHESH EDIBLE OIL INDUSTRIES LIMITEDPlaintiff
Through: Mr. Rohit Sharma, Mr. Jatin Lalwani,
Mr. Nikhil Purohit, Advocates
(M:9425929897)
versus

MAHESH EDIBLE OILS PRODUCTS PRIVATE LIMITED
.....Defendant
Through: Mr. Jai Sahai Endlaw, Ms.
Shambhavi Kala, Advocates
(M:9818668876)

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+ CS(OS) 272/2020 & I.A. 8374/2020, I.A. 18916/2023

BRAJ MOHAN RATHOREPlaintiff
Through: Mr. Jai Sahai Endlaw, Ms.
Shambhavi Kala, Advocates
(M:9818668876)
versus

RAJEEV K GOEL & ORS.Defendants
Through: Mr. Rohit Sharma, Mr. Jatin Lalwani,
Mr. Nikhil Purohit, Advocates

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+ CS(COMM) 456/2022 & I.A. 10259/2022, I.A. 6644/2023, I.A. 47614/2024, I.A. 48862/2024

BRAJ MOHAN RATHOREPlaintiff
Through: Mr. Jai Sahai Endlaw, Ms.
Shambhavi Kala, Advocates
(M:9818668876)
versus



MAHESH EDIBLE OIL INDUSTRIES LTD. & ORS.

.....Defendants

Through: Mr. Rohit Sharma, Mr. Jatin Lalwani,
Mr. Nikhil Purohit, Advocates
Mr. Varun Pathak, Mr. Shyamal
Anand, Ms. Vibhuti Vasisth,
Advocates for D-12 (M:8588847800)

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

27.02.2025

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1. It is pointed out to this Court that summons in *CS(COMM) 456/2022*, are yet to be issued.
2. The issue in *CS(COMM) 313/2021*, as well as in *CS(COMM) 456/2022*, are with respect to the marks 'Saavli' and 'Sonali', which are being challenged on the ground, that the same are identical and similar to the mark and trade dress of the family mark, i.e., 'Saloni'.
3. Considering the aforesaid, this Court is of the view that issues in *CS(COMM) 313/2021*, and *CS(COMM) 456/2022*, are intertwined and the arguments in the applications in both the cases, ought to be heard together.
4. Accordingly, issue summons in *CS(COMM) 456/2022*.
5. Summons is accepted by learned counsel for the defendants.
6. Let written statement be filed by the defendants within thirty days from today. Along with the written statement, the defendants shall also file affidavit of admission/denial of the plaintiff's documents, without which, the written statement shall not be taken on record.
7. Liberty is given to the plaintiff to file replication within thirty days from the date of receipt of the written statement. Further, along with the replication, if any, filed by the plaintiff, an affidavit of admission/denial of



documents of the defendants, be filed by the plaintiff, without which, the replication shall not be taken on record. If any of the parties wish to seek inspection of the documents, the same shall be sought and given within the timelines.

8. Issue notice to the defendants in *I.A. 10259/2022* and *I.A. 47614/2024*, in *CS(COMM) 456/2022*.

9. Notice is accepted by learned counsel for defendant no.12.

10. Notice is also accepted by learned counsel for defendant nos. 1 to 9, 15 and 16, who submit that reply in *I.A. 47614/2024*, already stands filed.

11. Accordingly, let reply be filed by defendant nos. 1 to 9, 15 and 16 to *I.A. 10259/2022*.

12. Issue notice to defendant nos. 10, 11, 13 and 14, by all permissible modes.

13. Let reply be filed within a period of four weeks. Rejoinder thereto, if any, be filed within a period of two weeks, thereafter.

14. List before the Joint Registrar (Judicial) for marking of exhibits, on 07th April, 2025.

15. List before the Court on 19th May, 2025.

MINI PUSHKARNA, J

FEBRUARY 27, 2025

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