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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 449/2023**

**GUJARAT COOPERATIVE MILK MARKETING FEDERATION
LIMITED & ANR.Plaintiffs**

Through: Mr. Abhishek Singh, Mr. J. Amal
Anand, Mr. Elvin Joshy, Mr. K.V.
Vibu Prasad, Mr. Utkarsh Sahu, Mr.
Ayush Soni, Advocates

versus

AMUL ANIMAL FEEDS & ORS.Defendants

Through: Mr. B K Singh, Advocate for D-1
(Through VC) with defendant no. 1

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **27.08.2025**

1. On the last date of hearing, the matter was adjourned to consider if defendant no. 1 is willing to amicably resolve the matter by paying nominal damages to the plaintiffs.
2. Learned counsel for the plaintiff had suggested that the plaintiffs would be willing to close the matter, in case, defendant no. 1 at the pre-trial stage pays nominal damages of Rs. 4,00,000/-
3. Defendant no. 1 has joined the proceedings through video conferencing link and has declined the said suggestion of the plaintiffs and stated that he is only willing to pay maximum amount of Rs. 50,000/- as damages.
4. The counter offer proposed by defendant no.1 is not acceptable to the plaintiffs.
5. In this view of the aforesaid, the matter is set down for trial. The matter is at the stage of framing and issues.



6. Learned counsel for the plaintiffs has handed-over the list of issues proposed by the plaintiff. Accordingly, the following issues are being framed by the Court: -

1. Whether the marks at para 6(d) of the plaint (impugned trademarks) as used by defendant no. 1, are deceptively similar or identical to the plaintiff's registered and well-known trademark 'AMUL'? **[OPP]**
2. Whether defendant no. 1's entity name/trade name 'Amul Animal Feeds' is deceptively similar or identical to the plaintiff's registered and well-known trademark 'AMUL'? **[OPP]**
3. Whether defendant no. 1 has dishonestly adopted the well-known trademark 'AMUL' as part of its tradename/trademarks, with the intent to impersonate the plaintiffs? **[OPP]**
4. Whether the use of impugned trademarks by defendant no. 1, amounts to infringement and passing off? **[OPP]**
5. Whether the use of the website <https://amul-animal-feeds.business.site/> by defendant no.1, constitutes infringement and passing off? **[OPP]**
6. Whether the plaintiffs are entitled to damages against Defendant No. 1? If so, what amount? **[OPP]**
7. Relief and cost.
8. No other issue is pressed by the parties.
9. Parties are directed to file their list of witnesses within four (4) weeks.
10. Parties are directed to file the evidence affidavits of the respective witnesses within eight (8) weeks.
11. List before learned Joint Registrar (J) for fixing the dates for



recording of evidence on **25.09.2025**.

MANMEET PRITAM SINGH ARORA, J
AUGUST 27, 2025/rhc/MG