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

+ CS(COMM) 437/2024 & I.A. Nos. 30380/2024, 35528/2024,  
40603/2024, 43511/2024, 43512/2024, 43531/2024 & 48185/2024  
KARAN RAJESH DATTANI SOLE PROPRIETOR OF  
DNYANADA .....Plaintiff

Through: Ms. Rajeshwari H with Ms. Raj Latha  
Kotni, Ms. Swagita Pandey, Mr.  
Rohit Datta and Ms. Ananya Singh,  
Advocates.  
(M): 9899978082  
Email: rajlatha@lexport.in

versus

FASHNEAR TECHNOLOGIES PVT LTD & ORS. ....Defendants

Through: Mr. Faisal Sherwani with Mr. Shikher  
Deep Aggarwal, Mr. Aditya Vikram  
and Ms. Sanjukta Kaushik, Advocates  
for defendant no. 1.  
(M): 9599956259  
Email: [skaushik@luthra.com](mailto:skaushik@luthra.com)  
Mr. Siddharth Jain with Mr. Shubham  
Saigal, Mr. Sreyas T Manoj,  
Advocates for defendant no. 2.  
(M): 8010270087  
Email: [admin@jslaw.in](mailto:admin@jslaw.in)  
Mr. Sarim Naved with Mr. Shahid  
Nadeem, Mr. Saurabh Sagar and Mr.  
Md. Zeeshan Ahmad, Advocates for  
defendant nos. 3, 6, 7, 8, 10, 11 and  
12.  
(M): 9999821341  
Email: [office@sarimnaved.com](mailto:office@sarimnaved.com)

**CORAM:**

**HON'BLE MS. JUSTICE MINI PUSHKARNA**

**ORDER**

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**28.01.2025**

1. Learned counsel appearing for the plaintiff submits that the plaintiff



does not dispute the design and the trademark registration of the defendants. She submits that the only issue which is being pressed in the present proceedings is with respect to the photographs of the sarees that are being used by the defendants on their website.

2. She submits that the photographs that the plaintiff has clicked from his own camera, are being used on the website of the plaintiff. Further, she submits that the defendants are using identical photographs.

3. The defendants are directed to seek instructions with respect to putting photographs of their products on their respective websites in a manner that the photographs are not identical with the photographs of the plaintiff.

4. The aforesaid directions are being issued to the defendants without prejudice to their rights and contentions.

5. The defendants are granted liberty to file their respective photographs which they intend to use on their websites before the next date of hearing.

6. In the meanwhile, the defendant no. 2 shall also file affidavit in terms of the order dated 18<sup>th</sup> October, 2024.

7. List on 04<sup>th</sup> February, 2025.

**MINI PUSHKARNA, J**

**JANUARY 28, 2025**

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