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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 499/2025**

BRAWN BIOTECH LTD. & ANR.Plaintiffs

Through: Mr. Sachin Gupta and Mr. Rohit
Pradhan, Advocates

versus

BRAWN HEALTHCARE INDIA P. LTD. & ANR.Defendants

Through: Counsel (appearance not given)

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

% **18.07.2025**

I.A. 12940/2025 (for exemption)

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

CS(COMM) 499/2025

3. The plaintiffs, *vide* the present plaint, seek grant of permanent injunction restraining the defendants from infringement of trademark, passing off, unfair competition, delivery up, and damages.
4. As per report of the Delhi High Court Mediation and Conciliation Centre (DHCMCC), the mediation proceedings are closed as “not settled”.
5. Let the plaint be registered as a suit.
6. Upon filing of the process fee, issue summons of the suit to the defendants through all permissible modes returnable before the learned Joint Registrar on 30.10.2025.
7. The summons shall state that the written statement(s) be filed by the defendants within a period of *thirty days* from the date of the receipt of the summons. Written statement(s) be filed by the defendants along with affidavit of admission/ denial of documents of the plaintiffs, without



which the written statement(s) shall not be taken on record.

8. Replication(s) thereto, if any, be filed by the plaintiffs within a period of *fifteen days* from the date of receipt of written statement(s). The said replication, if any, shall be accompanied by with affidavit of admission/ denial of documents filed by the defendants, without which the replication(s) shall not be taken on record within the aforesaid period of fifteen days.

9. If any of the parties wish to seek inspection of any document(s), the same shall be sought and given within the requisite timelines.

10. List before the learned Joint Registrar for marking exhibits of documents on 30.10.2025. It is made clear that if any party unjustifiably denies any document(s), then it would be liable to be burdened with costs.

I.A. 12952/2025-Stay

11. The plaintiffs, *vide* the present application, seek grant of an *ex-parte ad-interim* injunction restraining the defendants including their manufacturers, their directors or proprietor as the case may be, assignees, affiliates, associates, predecessors, successors in business, their distributors, dealers, stockists, super-stockist, wholesalers, retailers/ chemists, custodians, franchisees, licensees, importers, exporters, servants, agents, e-commerce and warehouse aggregators and all persons claiming through and/ or under them or acting on their behalf from manufacturing, stocking, selling, offering for sale, advertising, distributing, marketing, exhibiting for sale, trading in or otherwise directly or indirectly dealing in medicinal or nutraceutical preparations or similar or like or allied goods under the impugned mark 'BRAWN' or any other extensions and/ or any other trademarks containing the word 'BRAWN', and/ or any other



trademarks as may be identical with and/ or deceptively similar to the plaintiffs' registered trademark 'BRAWN', thereby amounting to infringement of trademark.

12. Upon filing of process fee, issue notice to the defendants through all permissible modes, including through *email*, returnable before the Court on 06.10.2025.

13. Reply be filed within four weeks. Rejoinder thereto, if any, be filed within two weeks thereafter.

14. List before Court on 06.10.2025.

15. In the meanwhile, learned counsel for the parties further seek, and are granted a period of *six weeks* to file their respective written synopsis not exceeding *five* pages, giving a chronological list of dates and events and relevant documents, if any, alongwith duly highlighted judgments setting out the propositions of law therein, they wish to rely upon.

SAURABH BANERJEE, J

JULY 18, 2025/So