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

+ C.O.(COMM.IPD-CR) 177/2022

ARB BEARINGS LTDPetitioner

Through: Mr. Rishabh Gupta, Advocate.
(M): 9711447472
Email: rishabh.gupta@unitedandunited.com

versus

DELUXE PETROCHEM INDIA AND ANRRespondents

Through: Mr. Rakesh Tiwari, Advocate for
respondent no. 1.
(M): 9582931401
Email: legusintellect@gmail.com
Ms. Nidhi Raman, CGSC with
Mr. Zubin Singh, Advocate with
Mr. Hemant Khosla, Designated as
Depy. Registrar of Copyrights.
(M): 9555672532

4

+ C.O.(COMM.IPD-CR) 865/2022

M/S ARB BEARINGS LIMITEDPetitioner

Through: Mr. Rishabh Gupta, Advocate.
(M): 9711447472
Email: rishabh.gupta@unitedandunited.com

versus

SUNITA PURI AND ANRRespondents

Through: Mr. Rakesh Tiwari, Advocate for
respondent no. 1.
(M): 9582931401
Email: legusintellect@gmail.com



Ms. Nidhi Raman, CGSC with
Mr. Zubin Singh, Advocate with
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+ C.O.(COMM.IPD-CR) 866/2022 & I.A. No. 16423/2023

M/S ARB BEARING LIMITEDPetitioner

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versus

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+ C.O.(COMM.IPD-CR) 178/2022

ARB BEARINGS LIMITEDPetitioner

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versus

SUNITA PURI AND ANR.

.....Respondents

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(M): 9555672532

7

+ C.O.(COMM.IPD-CR) 688/2022

ARB BEARINGS LIMITED

.....Petitioner

Through: Mr. Rishabh Gupta, Advocate.
(M): 9711447472
Email: rishabh.gupta@unitedandunited.com

versus

SUNITA PURI M/S DELUXE PETROCHEM (INDIA) AND
ANR

.....Respondents

Through: Mr. Rakesh Tiwari, Advocate for
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Mr. Hemant Khosla, Designated as
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(M): 9555672532

8

+ C.O.(COMM.IPD-CR) 693/2022



ARB BEARINGS LIMITED

.....Petitioner

Through: Mr. Rishabh Gupta, Advocate.
(M): 9711447472
Email: rishabh.gupta@unitedandunited.com

versus

SUNITA PURI M/S DELUXE PETROCHEM (INDIA) AND
ANR

.....Respondents

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respondent no. 1.
(M): 9582931401
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Mr. Hemant Khosla, Designated as
Depy. Registrar of Copyrights.
(M): 9555672532

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+ C.O.(COMM.IPD-CR) 696/2022

ARB BEARINGS LTD

.....Petitioner

Through: Mr. Rishabh Gupta, Advocate.
(M): 9711447472
Email: rishabh.gupta@unitedandunited.com

versus

SUNITA PURI DELUXE PETROCHEM (INDIA) AND
ANR

.....Respondents

Through: Mr. Rakesh Tiwari, Advocate for
respondent no. 1.
(M): 9582931401
Email: legusintellect@gmail.com
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Mr. Zubin Singh, Advocate with
Mr. Hemant Khosla, Designated as
Depy. Registrar of Copyrights.
(M): 9555672532

10

+ C.O.(COMM.IPD-CR) 701/2022

ARB BEARINGS LIMITED

.....Petitioner

Through: Mr. Rishabh Gupta, Advocate.
(M): 9711447472

Email: rishabh.gupta@unitedandunited.com

versus

SUNITA PURI DELUXE PETROCHEM (INDIA) AND
ANR

.....Respondents

Through: Mr. Rakesh Tiwari, Advocate for
respondent no. 1.
(M): 9582931401

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Mr. Zubin Singh, Advocate with
Mr. Hemant Khosla, Designated as
Depy. Registrar of Copyrights.
(M): 9555672532

11

+ C.O.(COMM.IPD-CR) 864/2022

M/S ARB BEARINGS LIMITED

.....Petitioner

Through: Mr. Rishabh Gupta, Advocate.
(M): 9711447472

Email: rishabh.gupta@unitedandunited.com



versus

SUNITA PURI AND ANR

.....Respondents

Through:

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respondent no. 1.

(M): 9582931401

Email: legusintellect@gmail.com

Ms. Nidhi Raman, CGSC with

Mr. Zubin Singh, Advocate with

Mr. Hemant Khosla, Designated as
Depy. Registrar of Copyrights.

(M): 9555672532

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

28.10.2024

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1. Learned counsel appearing for the respondent points out that rectification/cancellation petition has been filed against the registered mark of the petitioner herein, vide Form TM-O dated 12th June, 2020.
2. Learned counsels appearing for the parties point out that pleadings in the said rectification petition, are complete and the matter is ripe for final hearing, therein.
3. Learned counsel appearing for respondent no. 2 i.e., Registrar of Trademarks submits that since a rectification petition has already been filed by the respondent before the Trade Mark Registry, appropriate decision shall be passed by the Trade Mark Registry.
4. Learned counsel appearing for the petitioner submits that the petitioner has around 50 registrations, whereas, the respondent has filed rectification as regards only one of the registration.



5. Learned counsel appearing for the respondent submits that the respondent has filed rectification only *qua* Class-4, as he is only concerned with registration of the petitioner's mark in Class-4.
6. At this stage, learned counsel appearing for the respondent no. 2 submits that since the proceedings before the Trade Mark Registry may have a bearing on the proceedings pending before this Court, this Court ought to await the decision of the Trade Mark Registry. He further submits that proceedings with respect to trademark of the petitioner, would also have bearing on the proceedings, with respect to the claim of the petitioner for copyright.
7. Learned counsel appearing for the petitioner submits that though the pleadings before the Trade Mark Registry have been completed, no date for hearing has been given, since 2020.
8. Accordingly, the Trade Mark Registry is directed to dispose of the rectification petition filed by the respondent herein, with respect to *Reference No. A-1861604* in Class 4 under *Form No. 268630*, expeditiously.
9. Needless to state, today's order shall not have any bearing on the proceedings before the learned Trial Court with respect to the suit filed by the petitioner herein.
10. It is clarified that the present is not a part-heard matter.
11. At request, list on 26th March, 2025.

MINI PUSHKARNA, J

OCTOBER 28, 2024/c