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

+ **CS(COMM) 504/2024, I.A. 31335/2024-Stay**

AMIT AGARWAL

.....Plaintiff

Through: **Ms. Yashodhara Raina, Advocate**

versus

OCI CABLES INDIA

.....Defendant

Through: **Mr. Kartik Malhotra and Ms. Shreya Mansi James, Advocates**

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

% **01.04.2025**

1. At the outset, learned counsel for the plaintiff submits that in another suit instituted by the very same plaintiff against one M/s. ADL Orbit Cable (India), whose partners are also the partners of the defendant herein, *vide* order dated 24.02.2025, the High Court of Judicature at Madras has passed the following order:-

“17. For reasons set out above, O.A.Nos. 1 & 2 of 2025 & A. No. 743 of 2025 are disposed of on the following terms:

(i) The orders of interim junction restraining use of the trade marks ORBIT/ADL ORBIT in relation to the goods of the defendants shall continue until disposal of the suit.

(ii) The above is, however, subject to the qualification that the injunction in respect of the use of the trading name ADL Orbit Cable (India) in relation to the sale of goods shall come into effect only after the lapse of 60 days from the date of receipt of a copy of this order. If an extension of time is required to give effect to the name change in spite of the exercise of best endeavours, the 2nd defendant is granted leave to apply for extension.”



2. Learned counsel for the defendant at this stage submits that in *para 17* of the aforesaid order, it has been directed that the *ad interim* injunction qua the trading name ADL Orbit Cable (India) in relation to the sale of the concerned goods shall not operate for a period of *60 days* from the date of receipt of the aforesaid order, which period has not yet expired, and in any way, the defendant therein i.e. M/s. ADL Orbit Cable (India) is contemplating challenging the same.

3. Accordingly, list on 15.07.2025.

4. In the meanwhile, learned counsel for the parties seek, and are granted, four 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

APRIL 1, 2025/akr