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

+ **CS(COMM) 801/2022 & I.A. 19050/2022**

M/S JAQUAR AND COMPANY PVT. LTD.Plaintiff

Through: Mr. Shviendra Pratap Singh, Mr.
Navdeep Singh and Ms. Mehak
Khanna, Advocates.

versus

**USHAHINGORANI TRADING AS UTTARANSH PUMPS
INDUSTRIES**

.....Defendant

Through: None.

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

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14.01.2026

1. None appears on behalf of the defendant despite the matter having been kept for framing of issues as reflected in the order dated 17.11.2025.
2. Learned counsel for the plaintiff has handed over the proposed issues on behalf of the plaintiff. After hearing the learned counsel for the plaintiff as also upon the perusal of the pleadings, the following issues are framed:
 - a) Whether the plaintiff is registered proprietor and reputed owner of the Trade Mark "JAQUAR" as pleaded in the Plaint? **OPP**
 - b) Whether use of the Trade Mark "JAQUAR" by the defendant amounts to infringement of the registered Trade Mark of the plaintiff? **OPP**
 - c) Whether use of the Trade Mark "JAQUAR" by the defendant amounts to passing off of defendant's goods as that of plaintiff's? **OPP**
 - d) Whether this Court does not have territorial jurisdiction to entertain the present Suit as the defendant has a registered trade mark and using it since 2018? **OPD**



- e) Whether no cause of action has arisen within the local limits of territorial jurisdiction of this Court in terms of Section 20 of the Civil Code of Procedure, 1908? **OPD**
 - f) Whether the Suit is not maintainable having been instituted by an incompetent person? **OPD**
 - g) Whether the Suit has not been properly valued for the purpose of Court Fee and jurisdiction? **OPD**
 - h) Whether the plaintiff is entitled to claim damages from the defendant as prayed in the Plaint? **OPP**
 - i) Reliefs, if any. **OPP**
 - j) Interest, if any. **OPP**
- 3. No other issue arises.
 - 4. The parties are directed to file their list of witnesses within a period of 15 days from today.
 - 5. The affidavit of evidence of the plaintiff's witnesses shall be filed within six weeks from date after serving the copy of same to the learned counsel for the defendant.
 - 6. List before the Joint Registrar (Judicial) for further proceedings on 16.03.2026.
 - 7. Interim order to continue till the next date of hearing.

TUSHAR RAO GEDELA, J

JANUARY 14, 2026

Sumit