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

+ CS(COMM) 644/2024, I.A. 35242/2024-Stay, I.A. 35243/2024-Addl.doc, I.A. 35244/2024-Exp, I.A. 35245/2024-Exp from pre-institution mediation.

MANISH KUMAR JAIN

.....Plaintiff

Through: Ms. Swathi Sukumar, Mr. Kartik Malhotra, Mr. Ritik Raghuvanshi, Advocates

versus

JJRS ENTERPRISE

.....Defendant

Through: Mr. J. Sai Deepak, Mr. Ankur Sangal and Mr. Kiratraj Sadana, Advocates

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CS(COMM) 762/2024, CAV 440/2024, CAV 441/2024, I.A. 38559/2024-Stay, I.A. 38560/2024-Addl.doc., I.A. 38561/2024-Exp, I.A. 38671/2024-Exp from pre institution mediation.

MANISH KUMAR JAIN

.....Plaintiff

Through: Ms. Swathi Sukumar, Mr. Kartik Malhotra, Mr. Ritik Raghuvanshi, Advocates

versus

MS. J J ELECTRICAL INDUSTRIES & ORS.Defendants

Through: Mr. J. Sai Deepak, Mr. Ankur Sangal and Mr. Kiratraj Sadana, Advocates

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

06.09.2024

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1. Interestingly, the parties in both the aforementioned suits are the same *inter se* whom a suit bearing no. IP (COMM) 21/2024 instituted by the defendant nos.5 and 6 against the plaintiff before the Calcutta High



Court. As per the learned counsel for plaintiff, the said suit was instituted on 31.07.2024 and which is, *admittedly*, pending before a learned Single Judge of the High Court of Calcutta and who, after issuing notice and hearing the parties on 05.08.2024, passed an order of injunction against the plaintiff herein on 08.08.2024. In fact, the plaintiff herein has already put in appearance therein and has also filed an appeal against the said order before the Division Bench, Calcutta High Court.

2. Furthermore, the trademarks involved as also the reliefs/ nature of reliefs sought in the said suit pending before the learned Single Judge, Calcutta High Court and the present suits are also the same.

3. In view thereof, learned counsel appearing for the plaintiff seeks, and is granted, one week for filing written synopsis and addressing remaining arguments with respect to stay of the present suits before this Court in view *Section 10* of the Code of the Civil Procedure, 1908, not exceeding four pages giving a chronological list of dates and events and relevant documents, if any, alongwith duly highlighted relevant judgments, which they wish to rely upon.

4. Accordingly, renotify on 19.09.2024.

SAURABH BANERJEE, J

SEPTEMBER 6, 2024/So