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

+ **CS(COMM) 97/2024 & I.A. 20960/2025**

GURPAL SINGH

.....Plaintiff

Through: Ms. Aparna Jain and Mr. Ishan Berry,
Advocates

versus

BHIM SAIN WADHWA

.....Defendant

Through: Mr. Kunal Khanna, Mr. Krtin Bhasin
and Mr. Yashveer Singh, Advs.

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **23.09.2025**

1. This order is being passed in continuation of order dated 17.03.2025 more specifically with respect to paragraph 8 therein.
2. Learned counsel for the defendant has fairly drawn this Court's attention to the order of the coordinate Bench dated 27.03.2025 in **Balar Marketing Pvt. Ltd. v. Lakha Ram Sharma Proprietor of Kundan Cable India**, wherein the coordinate Bench after considering the judgment of the Division Bench in **Mr. Amrish Aggarwal Trading As M/s Mahalaxmi Product v. M/s Venus Home Appliances Pvt. Ltd. & Anr.** has categorically held that suit with respect to the relief for passing off will continue.
3. In view of the aforesaid judgment of the coordinate Bench, the parties are directed to proceed with trial with respect to the issue nos. (ii) to (vi).



4. Parties are directed to comply with directions issued at paragraph 5 and 6 of the said order dated 17.03.2025.

5. List before the learned Joint Registrar (J) for fixing the date for recording of evidence on **13.11.2025**.

6. Parties also agree that proceeding in C.O. (COMM.IPD-TM) 695/2022 can continue without awaiting the completion of recording of evidence in this suit.

I.A. 20960/2025

7. Parties are directed to complete their pleadings in the application within two (2) weeks.

8. Written note not exceeding one (1) page on this application be filed before the next date of hearing.

9. List before the Court for arguments on **03.12.2025**.

MANMEET PRITAM SINGH ARORA, J

SEPTEMBER 23, 2025/hp