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

+ **CS(COMM) 858/2024 & I.A. 41049/2024**

KENT RO SYSTEMS LTD & ANR.Plaintiffs

Through: **Mr. Kumar Chitranshu, Ms. Nikita Seth, Advocates (M:9588174061)**

versus

KALEEM SARWAT & ORS.Defendants

Through: **Mr. Amit Dubey, Mr. Sarthak Dubey, Ms. Aayushi Singh, Advocates for D1 Mr. Dheeraj Nair, Mr. Akhil Anand, Ms. Avni Sharma, Ms. Ridhima Sharma, Advocates for D-2**

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

29.01.2025

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1. Learned counsel for defendant no.1, the contesting defendant, submits that there is a possibility of settlement between the parties and thus, requests that the matter be referred to mediation.
2. Learned counsel for plaintiffs submits that he has no objection to the same. This Court notes that the present suit has been filed for permanent injunction to restrain infringement of plaintiffs' design no. 312406, product passing off, damages and other related reliefs.
3. It is the case of the plaintiffs, as per the plaint, that the present suit has been filed to *inter alia* restrain the defendants from manufacturing and selling water purifier systems that are identical in shape, design and configuration to the registered design of the plaintiffs. Use of the said registered design of the plaintiffs constitutes a violation of the plaintiffs'



statutory rights under the Designs Act, 2000. Thus, the present suit has been filed seeking injunction against such infringing and unauthorized activities.

4. Learned counsel for defendant no.1 submits that in terms of the order dated 21st January, 2025, cost has already been paid to the plaintiff, which is confirmed by learned counsel for the plaintiff.

5. Considering the submissions made before this Court, with the consent of the parties, the matter is referred to Delhi High Court Mediation and Conciliation Centre, to be listed before the learned Mediator on 12th February, 2025.

6. List before the Joint Registrar (Judicial) on the date already fixed, i.e., 21st March, 2025.

7. List before the Court on 24th March, 2025.

8. A copy of this order shall be sent to Delhi High Court Mediation and Conciliation Centre, forthwith.

MINI PUSHKARNA, J

JANUARY 29, 2025

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