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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CS(COMM) 1080/2025, I.A. 25061/2025 & I.A. 25062/2025**
RASHI SANTOSH SONI AND ANRPlaintiffs

Through: Mr. Jaspreet Singh Kapur, Mr. Wasim
Ansari and Ms Shweta, Advs.

versus

MOHIT ELECTRONICSDefendant

Through: Mr. Tejveer Bhatia, Adv. with Mr.
Sanjay Jain, Adv.

CORAM:
HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% **28.10.2025**

1. Learned counsel for the defendant has entered appearance on advance service. He states that the defendant has changed its packaging and will file the document evidencing the new packaging during the course of the day.
2. Learned counsel for the plaintiff states that the plaintiff has examined the packaging and the plaintiff has three concerns regarding the packaging and the features of the product, which are as follows:
 - (i) the device of the half SUN;
 - (ii) the colour blue used for the label, and
 - (iii) the two waves seen on the product i.e., the tower fan itself.
- 2.1 He states that with respect to the waves seen on the tower fan, the said feature is specifically protected in the plaintiff's design registration dated 25.05.2022.
3. Learned counsel for the defendant states that he seeks time to take instructions on the aforesaid objections of the plaintiff and will make an



endeavour for an out-of-court amicable resolution.

3.1 He further states that the defendant has adopted the new packaging recently, about two months ago, and earlier the defendant was indeed using the packaging set out at page 17 of the plaint under the labels “SURYA EXL”.

3.2 He further clarifies that the defendant has discontinued the use of the trademark “NEW SURYA GOLD” and “SUN GOLD” for the past two years, as well as the packaging for the said products as depicted in the plaint.

3.3 He states that an affidavit to the effect of the statements recorded today be filed within one (1) week.

3.4 He states that an affidavit in terms of the order dated 09.10.2025 (at paragraph 22) will also be filed within one (1) week.

3.5 He states that steps will be taken for the removal of all listings on e-market platforms where the products using the mark “NEW SURYA GOLD” and “SUN GOLD” are reflected within one (1) week.

4. The parties have also expressed their willingness to explore an out of Court settlement.

5. In case the parties do not arrive at an amicable settlement, the defendant is directed to ensure that its pleadings come on record before the next date of hearing.

6. Learned counsel for the defendant states that the defendant will file its affidavit without prejudice to rights and contentions of the merits of the disputes raised in the suit.

7. List on 25.11.2025.

MANMEET PRITAM SINGH ARORA, J

OCTOBER 28, 2025/hp/AJ