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

+ **CS(COMM) 1024/2024**

**GTV ASSET MANAGEMENT SPOLKA Z
OGRANICZONA ODPOWIEDZIALNOSCIA**Plaintiff

Through: Mr. Urfee Roomi, Ms. Janaki Arun
and Mr. Ritesh Kumar, Advocates.

versus

SHILPA NISCHAL GUPTA AND ORSDefendants

Through: Mr. Pankaj Kumar, Advocate

**CORAM:
HON'BLE MR. JUSTICE AMIT BANSAL**

% **ORDER**
08.01.2025

I.A. 243/2025 (for release of goods seized by the Local Commissioner)

1. This application has been filed on behalf of defendants no. 1, 2 and 3 seeking partial release of the goods seized by the Local Commissioner appointed by this Court *vide* dated 19th November, 2024.
2. As per the defendants/ applicants, there are certain goods that were seized by the Local Commissioner, which did not have the mark 'GTV' embossed thereon (hereinafter 'non infringing goods') but were seized only because they were in a packaging bearing the 'GTV' mark.
3. Counsel for the defendant submits that the aforesaid goods be released to the defendant and the packaging, which bears the GTV mark, may then be re-sealed.
4. Issue notice.



5. Notice is accepted by Mr. Urfee Roomi, counsel for the non-applicant/plaintiff, who submits that he does not oppose the aforesaid prayers. However, he submits that a Local Commissioner be appointed to oversee the process.
6. Counsel for the defendants submits that there is no need to appoint a Local Commissioner, and this process can be carried out jointly by the representatives/ counsel of the plaintiff and the defendants.
7. On the basis of the aforesaid assurance given by the counsel for the defendants, this Court does not feel the need to appoint a Local Commissioner to carry out the aforesaid process.
8. Accordingly, it is directed that the representatives/ counsel of the plaintiff shall visit the premises of the defendant and the parties shall jointly de-seal the cartons, where the non-infringing goods are lying.
9. It is made clear that only those goods shall be released which do not bear the mark 'GTV' embossed thereon. The packaging containing the aforesaid goods and bearing the impugned mark 'GTV' shall then be re-sealed by the representatives of the plaintiff in the presence of the representatives of the defendants.
10. After completion of the aforesaid exercise, an affidavit shall be filed on behalf of the plaintiff providing the details of the goods that were released and the packages that were resealed.
11. The application stands disposed of.

AMIT BANSAL, J

JANUARY 08, 2025

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