



\$~40

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ C.A.(COMM.IPD-TM) 73/2025, I.A. 27273/2025, I.A. 27274/2025 &
I.A. 27275/2025
MAX HEALTHCARE INSTITUTE LTDAppellant
Through: Ms. Rajeshwarie H, Ms. Garima Joshi
& Ms. Sawani Chothe, Advocates.

versus

THE REGISTRAR OF TRADEMARKS & ANR.Respondents
Through: Ms. Manisha Agrawal Narain, CGSC
along with Ms. Aditi Singh, G.P. &
Mr. Navneet Saharan, Advocates for
Respondent No.1.

CORAM:
HON'BLE MR. JUSTICE TEJAS KARIA

ORDER
04.11.2025

%

I.A. 27275/2025(Extension of time for filing the Certificate under Section 63 of the Bharatiya Sakshya Adhiniyam, 2023)

1. The present is an Application filed by the Appellant under Section 151 of the Code of Civil Procedure, 1908 (“CPC”) seeking exemption from filing the requisite Certificate under Section 63 of the Bhartiya Sakshya Adhiniyam, 2023 at this stage.
2. The Appellant shall file the relevant Certificate within a period of four weeks.
3. Accordingly, the Application is allowed in the aforesaid terms.

I.A. 27274/2025 (Exemption)

4. This is Application filed by the Appellant under section 151 of the CPC seeking exemption from filing the Affidavit under Order XI Rule 6 of the CPC



as applicable to Commercial Suits under the Commercial Courts Act, 2015 (“CC Act”) at this stage.

5. The Appellant shall file the requisite Affidavit within a period of four weeks.

6. Accordingly, the Application is allowed in the aforesaid terms.

C.A.(COMM.IPD-TM) 73/2025

7. This is an Appeal under Section 91 of the Trade Marks Act, 1999 against the order dated 18.07.2025 passed by Respondent No. 1 (“**Impugned Order**”).

8. Issue Notice. The learned CGSC for Respondent No. 1 accepts Notice.

9. Let the Notice be served upon Respondent No. 2 through all permissible modes.

10. Let the Reply be filed within a period of four weeks. Rejoinder thereto be filed within a period of two weeks thereafter.

I.A. 27273/2025(Additional Documents)

11. The present Application has been filed on behalf of the Appellant under Order XI Rule 1(4) of the CPC as applicable to Commercial Suits under the CC Act seeking leave to place on record additional documents.

12. The Appellant is permitted to file additional documents in accordance with the provisions of the CC Act and the Delhi High Court (Original Side) Rules, 2018.

13. Accordingly, the Application stands disposed of.

I.A. 27272/2025 (Stay)

14. This is an Application under Section 151 of the CPC for stay of operation of the Impugned Order.

15. Issue Notice. The learned CGSC for Respondent No. 1 accepts Notice.



16. Let the Notice be served upon Respondent No. 2 through all permissible modes.
17. Let the Reply be filed within a period of four weeks. Rejoinder thereto be filed within a period of two weeks thereafter.
18. List for hearing on 06.01.2026.

TEJAS KARIA, J

NOVEMBER 4, 2025/ 'A'