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

+ CS(COMM) 1212/2024 & I.A. 49892/2024, I.A. 49893/2024, I.A. 49897/2024, I.A. 3422/2025, I.A. 5356/2025

DS INTELLECTUAL PROPERTIES LLP

.....Plaintiff

Through: Mr. Pravin Anand, Vaishali Mittal
and Mr. Shivang Sharma, Advocates.
(Mob: 9999052646)

versus

PENTAGON FOODS PRIVATE LIMITED & ANR.Defendants

Through: Mr. Mukul Kumar, Advocate for D-1
& 2
Mob: 9891766002
Email: mukulkr1722@gmail.com

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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28.02.2025

I.A. 3422/2025 (Application under Section 124 of the Trade Marks Act, 1999)

1. The present application has been filed under Section 124 of the Trade Marks Act, 1999 read with Section 151 of the Code of Civil Procedure, 1908 ("CPC"), on behalf of the plaintiff.
2. Learned counsel appearing for the plaintiff submits that rectification petition, with regard thereto, has already been filed, which is listed for hearing on 30th April, 2025.
3. Accordingly, issue notice.



4. Notice is accepted by learned counsel appearing for the defendants, who submits that he may be granted time to file reply.
5. Let reply be filed within a period of four weeks.
6. Rejoinder thereto, if any, be filed within a period of two weeks, thereafter.
7. Re-notify on the date already fixed before the Joint Registrar (Judicial), on 4th April, 2025.

I.A. 5356/2025 (Application under Order VII Rule 11)

8. The present application has been filed under Order VII Rule 11, read with Section 151 CPC, for rejection of the plaint on behalf of the defendants.
9. Issue notice.
10. Notice is accepted by learned counsel appearing for the plaintiff.
11. Let reply be filed within a period of four weeks.
12. Rejoinder thereto, if any, be filed within a period of two weeks, thereafter.
13. Re-notify on the date already fixed before the Joint Registrar (Judicial), on 4th April, 2025.

CS(COMM) 1212/2024

14. List for hearing of I.A. 49892/2024 and I.A. 49897/2024, on 28th July, 2025.

MINI PUSHKARNA, J

FEBRUARY 28, 2025
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