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

+ **CS(COMM) 602/2016**

**JIVA INSTITUTE OF VEDIC SCIENCE & CULTURE AND  
OTHERS** ..... Plaintiffs

Through: Mr. Sudeep Chatterjee and Ms. Tanya  
Arora, Advocates.

versus

**THE INDIAN HOTELS COMPANY LIMITED & ANR.**

..... Defendants

Through: Ms. Yashodhara Gupta and Mr. Tarun  
Sharma, Advocates.

**CORAM:**

**HON'BLE MR. JUSTICE SANJEEV NARULA**

**ORDER**

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**12.02.2024**

1. The matter is listed for final arguments. Mr. Sudeep Chatterjee, counsel for Plaintiffs, states that in terms of the order dated 30<sup>th</sup> May, 2008 passed by the Division Bench, the Defendant is permitted to use the mark 'JIVA' in relation to spa services provided by them exclusively in their hotels. However, Mr. Chatterjee brings to the notice of this Court that the mark in question "JIVA", which was used by the Defendants, is now being discontinued in favour of another mark.

2. Ms. Yashodhara Gupta, counsel for Defendants, states that she would like to seek instructions from her client on whether the aforesaid transition would apply entirely to all the services rendered by the Defendants before any statement to that effect can be made.



3. At her request, renotify on 11<sup>th</sup> March, 2024.

**SANJEEV NARULA, J**

**FEBRUARY 12, 2024**

as