



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
IN ITS COMMERCIAL DIVISION

**INTERIM APPLICATION (L) NO. 18951 OF 2025**  
**IN**  
**COMMERCIAL IP SUIT NO. 612 OF 2025**

Sapat International Pvt Ltd ...Applicant

**Versus**

Niravi Consumer LLP and Others ...Respondents

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*Mr. Hiren Kamod, Mr. P. Sharma, Mr. Ashish Mehta, Mr. Prabhakar Jadhav and Ms. Suchita Chavan for Plaintiffs/Applicants.*

*Mr. Alankar Kirpekar, Mr. Shekhar Bhagat, Mr. Ayush Tiwari i/b Mr. Shekhar Bhagat and Ms. Neelaja Kirpekar for Defendants.*

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**CORAM : SHARMILA U. DESHMUKH, J.**

**DATE : JANUARY 16, 2026**

**P. C. :**

1. By order dated 19<sup>th</sup> December, 2025, this Court had directed Respondent No. 5-Nikhil Jayant Joshi to remain present in Court. Today, Respondent No. 5-Nikhil Jayant Joshi is present and though order did not direct the presence of Respondent No. 4-Ritu Joshi, as she is looking after the concerned business, she is present.
2. Mr. Kirpekar, learned counsel for Respondents hands over the additional Affidavit of Respondent No. 4. He submits that the

statement which was recorded by this Court was that the mark will not be used in respect of packaged tea. The invoices which are produced on record by the Plaintiffs are in respect of loose tea which is then filled. He would further point out that the packet specifically states that the packaging is used only for selling loose tea. He therefore, submits that there is no violation of the statement recorded by this Court.

**3.** He would further submit that insofar as the invoices of the third-party dealers containing the logo of "SAPAT TEA" is concerned, upon the order being passed, the Respondents had communicated to third-party dealers to not use the "SAPAT" Logo and explanation was called for which is annexed to the Affidavit. He submits that the third-party dealers are now strictly being cautioned not to use the "SAPAT" logo and the same will be complied in future.

**4.** Mr. Kamod, learned counsel appearing for Plaintiff would dispute the submission of Mr. Kirpekar and seek time to take instructions on the additional affidavit and file rejoinder.

**5.** At his request, stand over to **18<sup>th</sup> February, 2026**. Response to be filed by Plaintiff before next date.

**6.** The personal appearance of Respondents is dispensed with.

**[SHARMILA U. DESHMUKH, J.]**