

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

**INTERIM APPLICATION (L) NO.27441 OF 2025  
WITH  
CONTEMPT PETITION (L) NO.35216 OF 2025  
IN  
COMMERCIAL IP SUIT (L) NO.27271 OF 2025**

Signify Holding B.V.

...Plaintiff/  
Petitioner

**Versus**

Kalpesh Bhomaram Prajapati and Anr.

...Defendants/  
Respondents

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*Ms. Shwetashree Majumdar and Ms. Aishwarya Ambardekar and Ms. Yanshika Jain i/b. Mr. Bimal Rajesekhar, for the Plaintiff.  
Mr. Prashant Trivedi i/b. Mr. Amar Sathi, for the Defendant.*

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

**DATE : NOVEMBER 10, 2025**

**P. C. :**

1. Contempt has been alleged for non-compliance of the undertaking dated 3<sup>rd</sup> October, 2025.
2. By an order dated 3<sup>rd</sup> October, 2025, this Court had recorded the statement made on instructions by the learned counsel for the Defendants that they will not use the mark 'DIJNIFY' and they shall not effect any sales under the mark 'DIJNIFY', till next date.
3. Learned counsel for the Petitioner submits that despite the statement, the Defendants are continuing to use the impugned mark

and offering sale of their product under the impugned mark. She further points out the Defendant's website which provides link to connect to the Defendant's to place an order for the product. Learned counsel appearing for the Defendants has no explanation to the specific averment in the Contempt Petition as regards the continuation of the link on the Defendant's website using the impugned mark.

4. *Prima facie*, case has been made out for contempt of the order dated 3<sup>rd</sup> October, 2025.
5. Issue notice to the Respondent Nos. 1 and 2/ Contemnors under Rule 1046 of Chapter No. LVIII of the Bombay High Court (Original Side) Rules, 1960 returnable on 2<sup>nd</sup> December, 2025.

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6. Learned counsel appearing for the Plaintiff submits that in the order dated 3<sup>rd</sup> October, 2025 inadvertently, the impugned mark has been recorded as 'dignify' whereas the same should be 'DIJNIFY'.
7. The order dated 3<sup>rd</sup> October, 2025 to be corrected accordingly.
8. List the application for consideration on 2<sup>nd</sup> December, 2025.
9. Ad-interim relief granted earlier to continue till next date.

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