

BEFORE THE ADDITIONAL MASTER-III

HIGH COURT, MADRAS

(T) OP (TM).No.243 OF 2023

Date: 17.08.2026

Time: 03.50 P.M.

Name : Mr. Nirmal Singh (PW1)

Age : 65 Years

Father's Name : Mr.Sh.Madan Lal

Address : 7909, Katra Maliwara, Roshanara Road, Subzi
Mandi, Delhi – 110 007.

Chief Examination by Mr.Somnath D.E., Learned counsel for the
Petitioner.

Solemnly Affirmed:

I am the Authorized Representative of M/s.Shubham Goldiee Masala Pvt. Ltd. herein. I am well acquainted with the facts of this case. I am filing my proof affidavit today, I have read over the contents in the proof affidavit and thereafter signed in it, the same may be treated as part and parcel of my chief examination. The following documents are marked as exhibits.

Ex.P1 is the electronic copy of the Trade Mark/label/trade name of the petitioner.

Ex.P2 is the electronic copy of the impugned Registered Trade mark.

Ex.P3 is the electronic copy of the petitioner registered trade Marks Registration Certificate, as well as the pending trademark applications along with a list of the same.

Ex.P4 is the electronic copy of the petitioner's product catalogue.

Ex.P5 is the photocopy of the petitioner's year wise sale figures.

Ex.P6 is the photocopy of the sale bills/invoices of the petitioner.

Ex.P7 is the photocopy of the advertisement bills/advertisement materials of the petitioner's trade mark in India and Nepal.

Ex.P8 is the photocopy of the certificate of Incorporation of the Petitioner.

Ex.P9 is the photocopy of the Resolution in favour of Mr.Nirmal Singh. (Original is produced, verified and returned)

(The learned counsel for the respondent objects that exhibits Ex.P5 to Ex.P9 are only photocopies and it cannot be marked. Subject to the objection is the documents are mark as exhibits.)

Ex.P10 is the electronic copy of LinkedIn profile of the respondent no.1 firm namely suraksha Pharma showing website www.surakshapharma.com.

Ex.P11 is the printout taken from www.surakshapharma.com of different Trade Marks/Trade Names being displayed and not Goldy Pharma.

Ex.P12 is the electronic copy of details of various products as mentioned in catalogue of Respondent No.1 whereby Trade marks/Trade names of Goldy Pharma is not displayed.

Ex.P13 is the electronic copy of the Range of Raksha Products of Respondent No.1, not displaying Goldy Range of Products.

Ex.P14 is the electronic copy of India mark web page of Respondent No.1, not displaying Goldy Range of Products.

(Section 63 certificate of the Bharatiya Sakshya Adhiniyam (BSA) for Ex.P1 to Ex.P4 and Ex.P10 to Ex.P14)

Time : 04.05 P.M

Taken down in open Court, read over and explained to the witness and the same is admitted by the witness to be correct and signed before me.

ADDITIONAL MASTER-III