

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.
IN THE PRESENCE OF INTERPRETER (URUDU)

(T) OP (TM)/ 388/2023
and WP 27500/ 2021
and WMP No. 29025 of 2021

Date: 22.07.2024

Time: 04.00 P.M.

Name : Mr.Syed Kauser Ahmed (DW1)

Age : 69 Years

Father's Name : Mr. Syed Lallansha Hussaini

Residential Address : 18-7-306/40, Aman Nagar,
Hyderabad.

Chief Examination by Mr.Ramji.G, Learned counsel for the defendant.

Solemnly Affirmed:

I am partner of M/s.Komal Perfumery Works, the 1st respondent herein. I am well acquainted with the facts of this case. I am filing my proof affidavit today and the same may be treated as part and parcel of my chief examination. The following documents were marked as Exhibits:

Ex.R1 is the photocopy of Partnership Deed dated 07.10.2002. (Compared with the

original).

Ex.R2 is the photocopy of Partnership Deed cum Retirement Deed dated 22.06.2010.(Compared with the original).

Ex.R3 is the photocopy of Addendum to the Partnership Deed cum Retirement Deed dated 17.09.2010.(Compared with the original).

Ex.R4 is the photocopy of Retirement Deed dated 13.04.2011.(Compared with the original).

Ex.R5 is the photocopy Retirement from Partnership dated 18.01.2013. (Compared with the original).

Ex.R6 is the downloaded copy of the letter to the Trademark Registry dated 09.10.2017. (Section 65B certificate of Indian Evidence Act is filed herein) (Defendant side objected to mark the document, this is not a certified true copy.)

Ex.R7 is the certified copy of the Application in FORM TM-P dated 14.12.2020.(Defendant side objected to mark the document, since the date of the document not mentioned in the counter.)

Ex.R8 is the photocopy of License from the then Government of United Andhra Pradesh dated 1988.(Compared with original). (Defendant side objected to mark the document, since the date and the particulars of the document not mentioned in the counter.)

Ex.R9 (Series) are the photocopies of the Invoices for use of the trademark ZINDA TEL is further proved by several invoices from the year 1988 to 2020. (Defendant side objected to mark the document, since the date and the particulars of the document not mentioned in the counter.)

Ex.R10 (Series-3 Nos.) is the photocopy of Notices and Reply Notices dated 22.09.2009, 12.10.2009 and 05.01.2010.

Time : 04.25 P.M.

Taken down in open Court, read over and explained to the witness and the same is admitted by the witness in the presence of the interpreter (Urudu) to be correct and signed before me.

ADDITIONAL MASTER-III