

BEFORE THE ADDITIONAL MASTER IV,
HIGH COURT, MADRAS
(T)OP(DES).No.2 OF 2024

Date: 23.03.2026

Time : 01.16 P.M.

Name : Mr. Vinod Louis Joseph Swamy (PW1)

Age : 33 Years

Father's Name : Mr. Andrew swamy

Office Address : 3rd Floor, Tower A, DLF IT Park, 08 Block AF
Major Arterial Road, New Town (Rajarhar),
Kolkata, West Bengal – 700 156.

Chief Examination by Mr. K. Premchandar, Learned Counsel for the
plaintiff.

Solemnly affirmed:

I am the Senior Product Designer of the plaintiff company. I am
filing my proof affidavit stating the facts of this case and the same may
be treated as part of my evidence in chief. The following documents are
marked as exhibits:

Ex.P1 is the original Board Resolution authorizing Mr. Vinod Louis
Joseph to act on behalf of Versuni India Home Solutions Limited dated
03.09.2025. (The original Board Resolution is marked as Ex.P1 in
CS.No.26/2018.)

Ex.P2 is the photocopy of the certified copy of the Design registration
certificate for Petitioner's Design registration under No. 276216 dated
04.12.2017. (The certified copy of the design registration certificate is
marked as Ex.P9 in CS.No.26/2018.)

Ex.P3 is the printout of the Page no. 9491 from official journal dated 26.02.2016.

Ex.P4 is the printouts and photocopies of the news articles, webpages evidencing launch and reputation of Petitioner's - series of mixer grinders covering the registered design no. 276216.

Ex.P5 is the photocopy of the CA certificate evidencing the promotional expenditure and printout of the sales turnover for Petitioner's product under the registered design no.276216 dated 18.12.2017. (Original CA certificate is produced and compared.)

Ex.P6 is the printout of the Comparative charts of the Petitioner product under the registered design no. 276216 and the Respondent's mixer grinder under impugned design registration.

Ex.P7 is the printout of the Order of United State Supreme Court in Gorham company vs. White.

Ex.P8 is the photocopy of the Design Registration Nos. 239364, 239365, 239366, 239367 pertaining to Petitioner's Mixer Grinders dated 09.09.2011.

Ex.P9 is the printout of the Internet search for "MAL logo".

Ex.P10 is the printout of the Internet search results for "Maya Appliances Logo".

Ex.P11 is the printout of the Internet search for "Maya logo".

Ex.P12 is the printout of the Internet search results of the logo.

Ex.P13 is the printout of the Internet search results for Maya Appliances logo.

Ex.P14 is the printout of the Comparative analysis of the Petitioner's mixer grinder, Respondent's mixer grinder and other third party mixer grinders.

The copy of the certificate under Section 63(4)(c) of BSA is filed for Exs.P3 to P7 and P9 to P14 and the original certificate is filed in (T)OP(DES) 1/2024.

Time: 01.30 P.M.

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

ADDITIONAL MASTER-IV