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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.08.2025

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THE HONOURABLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

**O.A.Nos.758 to 760 of 2025**  
**and A.No.3568 of 2025**  
**in C.S.(Comm.Div.) No.188 of 2025**

Abrar Ahmed V A and 2 others  
Managing Partner, ORISSA Trading Company  
Flat No.C1 No.188, Vinobaji 3<sup>rd</sup> Cross Street,  
Gillnagar, Choolaimedu, Chennai 600 094.

... Applicants

-VS-

Mumbai Whites LLP  
Puduppanam Palayat nada, Maniyoor Road,  
Vadakara Via Kozhikode, Kerala-673175.

... Respondent

For Applicant : Mr.R.Sathish Kumar

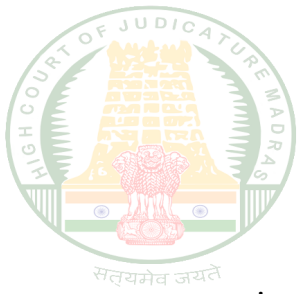
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**ORDER**

In a suit seeking remedies in respect of alleged infringement of the plaintiff's trade mark and copyright and passing off, the plaintiff has presented these interim applications seeking interim injunctions to restrain infringement and passing off.

2. Learned counsel for the plaintiff referred to the registration certificate for TM No.1759954 with effect from 04.12.2008. By referring to

**SENTHILKUMAR RAMAMOORTHY,J**



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assignment deed dated 10.07.2024 and Form TM-P dated 15.07.2024, learned counsel submits that the plaintiffs are the assignees of the device mark containing the prominent element ANIL, which is applied in relation to broom sticks and other cleaning devices. By inviting my attention to the packaging of the plaintiff's product and the defendant's product, learned counsel submits that the defendant's product is not just deceptively similar, it is a counterfeit of the plaintiff's product.

3. On comparison of the packaging of the plaintiff's and defendant's products, it appears that the defendant's product is *prima facie* a counterfeit of the plaintiff's product. The plaintiff has also placed on record the Chartered Accountant's certificate showing that the plaintiff's turnover in financial year 2023-24 was Rs.2,63,62,742/- and that of its marketing entity was Rs.2,33,64,353/-. These facts and circumstances justify the grant of ad interim injunction relief. Accordingly, orders of ad interim injunction as prayed for in O.A.Nos.758 to 760 of 2025 are granted until 20.08.2025.

4. Issue notice to the respondent in all applications returnable on 20.08.2025. Private notice is also permitted. The applicant shall comply with Order XXXIX Rule 3 CPC.

5. List the matter on 20.08.2025.

**01.08.2025**

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