



IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 17.11.2025

CORAM:

THE HONOURABLE MR. JUSTICE N. SENTHILKUMAR

O.A.Nos.1069 & 1070 of 2025 in

C.S.(Comm.Div)No.287 of 2025

and A.Nos.5623, 5624 & 5627 of 2025

1. G.Santhanapathy

139 Royapettah High Road, Mylapore, Chennai 600004.

2.S. Niranjana

139, Royapettah High Road, Mylapore, Chennai 600004.

3.M/s. Sathya Corporation, represented by its partner S Niranjana

139, Royapettah High Road, Mylapore, Chennai 600004.

... Applicants/Plaintiffs

vs.

K Ramesh Proprietor of New Sathya Furniture

Having Office at

S.F.No.473/3, Nalli Garden, Erode Road,

Gayathri Nagar, Karur-639006

Also at

D.No-13/98, Nathathapatti Keel Street,

Government Boys Higher Secondary School,



Chittur(P.O), Edappadi, Salem-637101

Also at

2119 of RCG Building,
Thiruchengodu Road Sublane,
Namakkal-637001.

.. Respondent/Defendant

Prayer in O.A.No.1069 of 2025 : Application is filed to grant an ad interim injunction restraining the Respondent, his men, servants, agents, assignees, subsidiaries, or group, associated or sister entities, or anyone claiming through or under them or under their directions, from in any manner whatsoever infringing the Applicants registered mark SATHYA by hosting websites/webpages, manufacturing, selling, offering for sale, stocking, advertising, exporting, importing either directly and/or indirectly any goods and in particular all kinds of interior and exterior furniture, household commodities, appliances, allied products, kitchen articles hospital furniture, school furniture home decore and other household articles under the trademark SATHIYA or NEW SATHIYA FURNITURE either per se or in combination with any other mark/device either in English or Tamil or any other language which is identical to and/or deceptively similar to Applicants registered trademark SATHYA or in any other manner whatsoever, pending disposal of the suit.

Prayer in O.A.No.1070 of 2025 Application is filed to grant an ad interim injunction restraining the Respondent, his men, servants, agents, assignees, subsidiaries, or group, associated or sister entities, or anyone



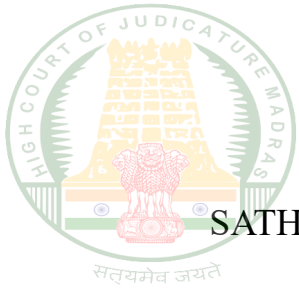
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claiming through or under them or under the directions, from in any manner whatsoever hosting websites/webpages, manufacturing, selling, offering for sale, stocking, advertising, exporting, importing either directly or indirectly any goods and in particular all kinds of interior and exterior furniture, household commodities, appliances, allied products, kitchen articles, hospital furniture, school furniture home decor and other house hold articles under the trademark SATHIYA or NEW SATHIYA FURNITURE either per-se or in combination with any other mark/device either in English or Tamil or any other language which is identical to and/or deceptively similar to Applicants registered trademark SATHYA so as to pass off the respondent's products or business as and for that of the applicants products/business or in any other manner whatsoever, pending disposal of the suit.

For Applicants/Plaintiffs : Mr. Madhan Babu

COMMON ORDER

The plaintiffs are carrying on business under the name and style of M/s. Sathya Corporation. The trade mark SATHYA has been registered in the year 1960, and the plaintiffs have been paying sales tax since 1980. They have filed Document Nos. 1 & 2 to show that their trade mark is



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SATHYA and obtained Certificate of Registration dated 24.01.2007. The

Certificate of Incorporation of the company “Sathya Furniture Company

Private Limited” dated 10.07.1990 was filed as Document No.3. To show

that they are continuing their business by obtaining necessary

registrations, a copy of the Registration Certificate obtained under the

GST Act in GST No.33AAHFS9135M1ZR was filed as Document No.4.

2. According to the plaintiffs, they have applied and obtained several registrations in respect of the trade mark SATHYA and the same are valid and subsisting. Few of such registrations secured by the plaintiffs are as follows:

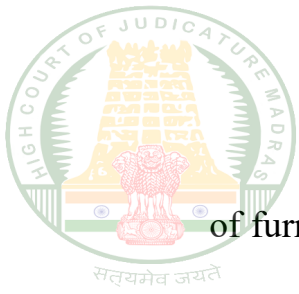


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S.NO.	DATE	TM No.	Class	MARK
1.	07.05.1979	348976	20	
2.	16.03.1992	569491	20	
3.	26.04.2012	2322239	20	SATHYA
4.	26.04.2012	2322240	20	
5.	26.04.2012	2322241	35	SATHYA
6.	26.04.2012	2322242	42	SATHYA

The plaintiffs have different trade marks for Class 20, which are filed as Document No. 5. Serial No. 4 in the above table is a specific trade mark and that the plaintiffs have obtained copyright registration in respect of the artistic work vide Application No.A-112605/2014 on 28.11.2014 and the copyright registration certificate was filed as Document No.6 in the plaint.

3. The plaintiffs claim that they are carrying on business in the field



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of furniture for the past six decades. The defendant is also carrying on the same business in the same trade name of the plaintiffs i.e. SATHIYA and NEW SATHIYA FURNITURE, which according to the plaintiff is deceptively similar. The defendant had recently commenced the said business. The plaintiffs have also relied upon the document filed along with the plaint as Document No. 12, which reflects 'NEW SATHIYA FURNITURE' was carried out by the defendant, and the defendant has obtained registration on 03.05.2023.

4. The plaintiffs have further pointed out that the defendant is holding two GST registrations, one is dated 03-05-2023, which is found at page 112 of the typed set of papers filed along with the plaint, and another GST registration is appearing at page 115, which has been effective from 04-01-2021. According to the plaintiffs, a company cannot have two distinct GST numbers for the same trade name as that of the plaintiffs. Therefore, the plaintiffs issued a cease and desist notice on 08-02-2025 alleging that the defendant shall not use the plaintiffs' registered

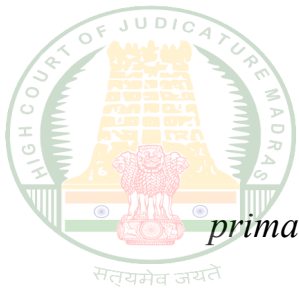


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trade mark. The defendant issued a reply on 01-03-2025 denying the allegations made by the plaintiffs and asserting that their brand name is NEW SATHIYA FURNITURE and the expression “I” in SATHIYA is different from that of the plaintiffs' trade name.

5. It is not in dispute that the defendant is carrying on a business similar to that of the plaintiffs. The plaintiffs' trade name is SATHYA, whereas the defendant is operating under the name SATHIYA or NEW SATHIYA FURNITURE. Only a letter 'I' has been incorporated in the trade name of the defendant SATHIYA, which is not only deceptively similar, but also used in the same line of trade, which might cause confusion in the minds of general public and revenue loss to the plaintiffs.

6. Having gone through the materials available on record and upon considering the submissions made by the learned counsel for the applicants, this Court is of the view that the applicants have established a



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prima facie case for grant of an interim order. That apart, the records reveal that the trade names are deceptively similar and the parties are engaged in the same line of business and despite issuance of cease and desist notice, the respondent is continuously infringing the said trade mark. Therefore, orders of ad interim injunction as prayed for are granted in these applications until 17.12.2025. The applicants/plaintiffs shall comply with the Order XXXIX Rule 3 of the C.P.C.

7. Issue notice to the respondent returnable by 17-12-2025. Private notice is also permitted.

8. List the matter on 17-12-2025.

17.11.2025

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N.SENTHILKUMAR,J.

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