

OIPD-2

ORDER SHEET

IA No.GA-COM/4/2026

IN

IP-COM/10/2025

IN THE HIGH COURT AT CALCUTTA  
INTELLECTUAL PROPERTY RIGHTS DIVISION

ANAND FLOUR MILLS LIMITED

VS.

M. V. FOOD INDUSTRIES LIMITED AND ORS.

BEFORE:

The Hon'ble JUSTICE ARINDAM MUKHERJEE

Date: 6<sup>th</sup> May, 2026.

Ms. Sanchari Chakroborty, Mr. Sourojit Dasgupta,  
Ms. Avishikta Biswas, Advocates for the plaintiff/petitioner.

The Court : This is an application for amending the address of the defendant no.1 as shown in the cause title of the plaint.

It is submitted that the address of the defendant no.1 which was known to the plaintiff had been mentioned in the cause title. The Writ of Summons, however, could not be served as the defendant no.1 was found not to be present at the said address. Subsequently the plaintiff has found a substitute address which the plaintiff intends to incorporate by way of amendment.

By order dated 17<sup>th</sup> April, 2026 this Court directed the plaintiff to serve the defendant no.1 at the address which the plaintiff intends to incorporate by way of amendment. The plaintiff has served the defendant no.1 at the address which is to be incorporated. Affidavit of service filed in Court today to demonstrate such service is taken on record.

The matter is appearing in the list on regular interval but the

defendant no.1 remains unrepresented. The other defendants also remain unrepresented. Going by the nature of the application the same is, therefore, taken up in the absence of the defendants. Any order passed in this application at the highest may effect the interest of the said defendant no.1. The defendant no.1 remains unrepresented despite service. In this backdrop the application is taken for consideration in the absence of the defendant no.1.

In the aforesaid facts and circumstances, the amendments as shown in red ink in a copy of the plaint being Annexure 'B' to the affidavit in support of the Master's Summons appears to be formal in nature and are allowed. The department shall carry out the amendments within a period of two weeks from the date of communication of this order. The applicant shall render all co-operation to the department for carrying out the amendments. Immediately after the amendments are carried out, the applicant shall be at liberty to re-verify and re-affirm the plaint. Immediately after carrying out the amendments, the plaintiff shall serve a copy of the amended plaint along with all legible annexures upon the defendants.

Nothing further remains to be adjudicated in this application.

The application being GA-COM 4 of 2026 is accordingly disposed of.

(ARINDAM MUKHERJEE, J.)