

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO.3658 OF 2008

M/S BIO- HERBS PHARMA

....APPELLANT(S)

VERSUS

LICENSING AUTHORITY & ORS.

....RESPONDENT(S)

O R D E R

1. Heard learned counsel for the parties and perused the relevant material.

2. By the impugned judgment, the High Court directed the parties to approach the Delhi High Court in a pending litigation pertaining to a Trade mark dispute. The cases filed by the parties were directed to be clubbed and heard.

3. We are informed that the Delhi High Court by a judgment dated 01.02.2011 dismissed Writ Petition(C) No. 9639 of 2005 filed by the appellant and confirmed the order passed by the Deputy Registrar granting the registration of three trade marks in favour of respondent No. 1. The said judgment is taken on record.

4. In view of the judgment of the High Court which has become final, we see no reason to

adjudicate the issue that arises in this appeal.

5. The appeal is dismissed as having become  
infructuous.

.....J  
[L. NAGESWARA RAO]

.....J  
[NAVIN SINHA]

NEW DELHI;

JULY 18, 2017

