

ITEM NO.29

COURT NO.7

SECTION XIV

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No.876/2023

(Arising out of impugned final judgment and order dated 22-08-2022 in FAO-IPD No. 23/2021 15-12-2022 in RP No.255/2022 passed by the High Court of Delhi at New Delhi)

MAHESH YADAV & ANR.

Petitioner(s)

VERSUS

DHANI AGGARWAL & ANR.

Respondent(s)

(IA No.10112/2023-CONDONATION OF DELAY IN FILING and IA No.10113/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)
Date : 27-01-2023 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJIV KHANNA
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Barun Kumar Sinha, Adv.
Mrs. Pratibha Sinha, Adv.
Mr. Mudit Kaul, Adv.
Ms. Baby Devi Bonia, Adv.
Mr. Rameshwar Prasad Goyal, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Delay condoned.

While we are not inclined to interfere with the impugned judgments, we leave it open to the petitioners to change the label/trademark so that there is no deceptive similarity with the mark of the respondents. Thereupon, the petitioners can move an application before the trial court and the authorities for appropriate order(s) and registration, which application would be considered in accordance with law.

Recording the aforesaid, the Special Leave Petitions are dismissed.

Pending application(s), if any, shall stand disposed of.

(NEHA GUPTA)

(R.S. NARAYANAN)

SENIOR PERSONAL ASSISTANT

COURT MASTER (NSH)