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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-04-2026

CORAM

THE HON'BLE MR JUSTICE SENTHILKUMAR RAMAMOORTHY

**C.S(COMM DIV) No. 266 of 2025
and O.A.Nos.1004 & 1005 of 2025
and A.No.5189 of 2025**

Mr M Anees Ahmed Sole Proprietor Ms Ambur
Star Briyani
Having its office at No 116 1, Arcot Road,
Vadapalani, Chennai 600 026

..Plaintiff(s)

Vs

Star Ambur Briyani
No.177, National Highway 46, Vinnamangalam,
Ambur Taluk, Minnur Post 635 807.

..Defendant(s)

PRAYER: Civil Suit (Commercial Division) is filed under Order VII Rule 1 of CPC Read With Order IV Rule 1 of High Court O.S.Rules and Section 134 and Section 135 of the Trade Marks Act, 1999 pleaded to grant a judgment and decree as follows:-

(a) Granting a Permanent injunction restraining the Defendant, their men, agents, servants or anyone claiming through or under them from in any manner **Infringing** the Plaintiff Trade Mark and Trading Style “**AMBUR STAR BRIYANI**” by using the offending Trade Mark and Trading style “**STAR AMBUR BRIYANI**” or any other mark or marks which are similar or in any



way deceptively similar to or a colorable imitation of the Plaintiff's Trade Mark
"AMBUR STAR BRIYANI".

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(b) Granting a permanent injunction restraining the Defendant, their men, servants, agents or anyone claiming through or under them from in any manner **Passing off** the Plaintiff Trade mark and Trading style **"AMBUR STAR BRIYANI"** by using the offending Trade Mark and Trading style **"STAR AMBUR BRIYANI"** or any other mark or marks which are similar or in any way deceptively similar to or a colorable imitation of the Plaintiff's Trade Mark **"AMBUR STAR BRIYANI".**

(c) Directing the Defendant to surrender the entire stock of unused offending goods with Trade Mark **"STAR AMBUR BRIYANI"** with name boards, labels, wrappers, boxes, covers, bags packets, cartons, bills, advertisements, materials, reports, envelops, brochures, printing blocks, etc., bearing the offending Trade Mark for destruction.

(d) Directing to the defendant to pay the plaintiff the costs of the suit.

For Plaintiff(s):

Mr.M.Dhanush
for Mr.Vijayan Subramanian

JUDGMENT

An ad interim injunction restraining the respondent / defendant from infringing the plaintiff's trade mark AMBUR STAR BRIYANI by using the



impugned trade mark and trading style STAR AMBUR BRIYANI was granted.

Said order has been extended until further orders.

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2. The plaintiff has filed memo dated 20.04.2026 stating that the defendant has stopped operating the restaurant, but the name boards remain in place. On account of the defendant not carrying on business at present, the plaintiff submits that the suit may be closed as not pressed by granting leave to the plaintiff to institute a fresh suit in case the defendant resumes operations under the impugned mark.

3. By granting such leave, the suit is dismissed as not pressed. No costs. Consequently, the connected applications are closed.

20-04-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
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SENTHILKUMAR RAMAMOORTHY, J.

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