

mark 'DOXOMAX', and / or its colourable imitations as trademark or otherwise in respect of medicinal and / or pharmaceutical preparations or similar goods.

(b)For perpetual order of injunction of this Hon'ble Court restraining the Defendant by themselves and / or their servants, agents, representatives and / or any person(s) claiming under or through them from passing-off medicinal and / or pharmaceutical preparations or similar goods by adopting and / or in any manner using 'DOXOMAX-10' as trademark or otherwise or any mark identical with and / or deceptively similar to the Plaintiff's trademark 'DOXOMAX', or any of its colourable imitations as trademark or otherwise in respect of the medicinal and / or pharmaceutical preparations or similar goods”.

- ii. The Plaintiff is not pressing for any cost and / or damages against the Defendant.
- iii. The Suit as well as Notice of Motion (L) No. 2862 of 2014 are accordingly disposed of.
- iv. Refund of Court Fees, if any, as per Rules.

(S.J. KATHAWALLA, J.)