

ATUL

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUIT NO. 138 OF 2016
WITH
NOTICE OF MOTION NO. 526 OF 2016
AND
LEAVE PETITION NO. 266 OF 2015

Jawed Habib Hair & Beauty Limited ...Plaintiffs
Versus
Allure & 5 Others ...Defendants

Ms. Pritam D. Joshi, *for the Plaintiffs.*
Mr. Prem Sood, *for Defendant Nos. 1 to 6.*

CORAM: G.S. PATEL, J
DATED: 21st September 2016

PC:-

1. For the reasons set out in the Leave Petition, it is made absolute in terms of prayer clause (a).

2. Mr. Sood states that the Defendants have removed the offending mark and ceased the infringing use of offending mark.

3. In view of this statement, the Suit is decreed in terms of prayer clauses (a), (b) and (c) of the Suit. There will be no order as to costs.

4. Drawn up decree dispensed with.

5. This order is without prejudice to the Defendants' claim against the Plaintiffs for recovery of the amounts allegedly due for rental premises.

6. In view of this, nothing survives in the Notice of Motion and the same is disposed accordingly.

(G. S. PATEL, J.)