IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 28.11.2016

CORAM

THE HONOURABLE MR.JUSTICE **C.V.KARTHIKEYAN**

C.S.No.395 of 2009

1. Aqua Pump Industries,
   rep. by its Managing Partner
   Mr.Ramaswamy Kumaravelu,
   Thudiyalur Post,
   Coimbatore – 641 034.
   Having their branch office at
   No.156, Poonamallee High Road,
   Vanagaram,
   Chennai – 600 095.

2. Aquasub Engineering,
   rep. by its Managing Partner
   Mr.Ramaswamy Kumaravelu,
   Thudiyalur Post,
   Coimbatore – 641 034.
   Having their branch office at
   No.156, Poonamallee High Road,
   Vanagaram,
   Chennai – 600 095.

.... Plaintiffs

Versus

TEXMO Pipes and Products Ltd.,
Bhadarpur Road,
Mohamad Pura,
Burhanpur,
Madhya Pradesh.

… Defendant

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C.V.KARTHIKEYAN,J.

vsi2

Prayer : Plaint filed under Order IV Rule 1 O.S. Rules and Order VII Rule 1 of the Civil Procedure Code Read with Sec.27, 134 & 135 of the Trade Marks Act 1999.

For Plaintiffs	:	M/s.C.Daniel and Gladys Daniel
For Defendant	:	Ms.A.A.Mohan, Brindha Mohan

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JUDGMENT

In view of allowing of the Application No.6206 of 2016 the C.S.No.395 of 2009 dated 28.11.2016, is dismissed with liberty to file fresh suit on the same cause of action in the Court of competent jurisdiction and also on the same subject matter.

28.11.2016

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To

The Sub Assistant Registrar,
Original Side,
High Court, Madras.

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