

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 01.11.2017

Coram :

THE HONOURABLE DR.JUSTICE ANITA SUMANTH

C.S.No.412 of 2017 &

O.A.No.563 of 2017

A.No.2974 of 2017

&

Contemp Petition No.1232 of 2017

&

Sub.A.No.235 of 2017

1. Microsoft Corporation
Company organised and existing
under the laws of the State of Washington,
USA, having its registered office at
925 Fourth Avenue, Suite No.2900,
Seattle, Washington 98104 – 1158, USA,
herein represented by the Power of
Attorney Holder, Mr. Vishal Ahuja.
2. Microsoft Corporation India Private Limited,
A company incorporated under the provisions
of the Companies Act, 1956 and having its
registered office at 807, New Delhi House,
Barakhamba Road, New Delhi 110 001,
represented herein by its Power of Attorney
Holder, Mr.Vishal Ahuja

Also at

#471, 2nd Floor, Prestige Polygon,
Anna Salai, Rathna Nagar Teynampet,
Chennai 600 018. ...

Plaintiffs in C.S.No.412 of 2017/
Contempt Petitioners

-vs-

1. Mr.Vedant Jhaver,
CEO & Director at Prodapt Solutions
Pvt Ltd., having registered Office
at PrinceInfo City-II,
No.283/4, Rajiv Gandhi Salai (OMR),
Kandanchavadi, Chennai 600 096,
Tamilnadu.
2. Prodapt Solutions Private Limited
(Jhaver Group)
A Company incorporated under the
provisions of the Companies Act,1956
and having its Office located at
PrinceInfo City-II, No.283/4,
Rajiv Gandhi Salai (OMR),
Kandanchavadi, Chennai 600 096,
Tamilnadu.
Also at
Module 1, Tower 1,
"Chennai One" IT Special Economic Zone,
Pallavaram – Thoraipakkam,
200 feet Road, Thoraipakkam,
Chennai, Tamilnadu 600 097.
Also at
CareerNet Campus, Plot No.53,
Devarabisana Halli,
Outer Ring Road, Bellandur Post,
Bengaluru 560 103.
... Defendants 1 and 2 in C.S.No.412
of 2017/respondents 1 and 2 in
Contempt Petition.
3. Mr.Suresh Shanmuga Sundaram,
Senior Manager,
Prodapt Solutions Pvt. Ltd.,
having registered office at
Prince Info City – II,
No.283/4, Rajiv Gandhi Salai(OMR)
Kandanchavadi, Chennai 600 096.
.. 3rd respondent in Cont.Petition.

Prayer in C.S.No.412 of 2017: Complaint filed under Order IV, Rule 1 of O.S.Rules and Order VII, Rule 1 of the C.P.C., read with Section 51 and section 62(2) of the Copy Right Act, 1957 seeking to grant

(a) a decree of permanent injunction restraining the defendants, their principal officers, directors, agents, franchisees, servants and all others acting for and on their behalf, from directly or indirectly reproducing/storing/installing and / or using pirated/unlicensed software's of the Plaintiffs', including but not limited to Microsoft Windows (various versions), Microsoft Office (various versions), Windows Server (various versions), Microsoft Visual Studio (various versions) amongst others thereby Infringing Copyright in the Plaintiffs' computer programs/software titles.

h) a decree of costs in the present proceedings be passed in favour of the plaintiff;

Prayer in Cont.Petn.No.1232 of 2017

For Plaintiffs in
suit and petitioners
in Cont. Petn.

: Mr.G.Kalyan Jhabakh &
Ms.Shruthi Baid

For Defendants in
suit

: Mr. Srinath Sridevan

JUDGMENT

Parties would file a Settlement Memo duly executed by the plaintiff Nos. 1 and 2 and their respective Attorneys and defendants 1 and 2 and their respective Attorneys dated 01.11.2017, to the effect that the disputes interse stand settled.

2. This Suit stands decreed recording their submissions and directing that the memo of compromise dated 01.11.2017 be made

DR. ANITA SUMANTH, J.

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a part and parcel of this order. Connected applications are closed.
Parties are directed to bear their own costs.

3. In the light of the memo of settlement dated 01.11.2017 nothing further survives in Contempt Petition No.123 of 2017 and the same stands closed. Consequently Sub.Appln.No.235 of 2017 is also closed.

01.11.2017

Speaking Order/Non-Speaking Order

Index : Yes/No

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Note: issue order copy on 8.11.2017

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