

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:27.07.2017

Coram

THE HONOURABLE Mr. JUSTICE M.VENUGOPAL
AND
THE HONOURABLE Mr. JUSTICE P.D.AUDIKESAVALU

W.P.No.28746 of 2008 and M.P.No.1 of 2008

Bhushan Goyal
Proprietor,
Chanda Softy Ice Creams
G-7, Wellington Estate,
24, C-in-C Road,
Egmore, Chennai - 600 105 ... Petitioner

Vs.

1. Intellectual Property
Appellate Board 2nd Floor,
Annexe - 1, Guna Complex,
443, Anna Salai, Chennai - 600 018

2. Mars Incorporated
6885, Elm Street,
McLean, Virginia 22101-3883
United States of America

3. The Asst. Registrar of
Trade Marks,
Trademarks Registry, Delhi ... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus calling for the records in respect of M.P. No.82 of 2006 in ORA/84/2006/TM/DEL, and the order dated 03.10.2008 passed by the Board, and quash the same and consequently direct the 3rd respondent to cancel the renewal granted to the 2nd respondent on 04.08.2006 in respect of the trademark application no.617954 dated 28.01.1994 renewing the registration of the said trademark till 27.01.2014.

For Petitioner : Mr.Rahul Balaji
For Respondents : Mr.A.A.Mohan for R2

O R D E R

[Order of the Court was made by M.VENUGOPAL, J.]

Mr.Prashanthbhat, Learned Counsel, representing the Counsel on record Mr.R.Prathasarathy, Learned Counsel for the Petitioner, has made an endorsement in W.P.No.28746 of 2008 to the effect that the present Writ Petition may be permitted to be withdrawn.

2. Recording the aforesaid fact and the endorsement so made, the present Writ Petition is permitted to be withdrawn and the same is dismissed. There shall be no order as to costs. Consequently, Connected Miscellaneous Petition is closed.

Sd/-
Deputy Registrar

//True Copy//

Sub Assistant Registrar

ssd

To

1. Intellectual Property
Appellate Board 2nd Floor,
Annexe - 1, Guna Complex,
443, Anna Salai, Chennai - 600 018

2. The Asst. Registrar of
Trade Marks,
Trademarks Registry,
Delhi

+1 cc to Mr.Sathish Parasaran Advocate sr 53258

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