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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CS(COMM) 197/2017 & I.As. 3254/2017, 3255/2017

AKTIEBOLAGET VOLVO & ORS. Plaintiffs

Through Mr. Praveen Anand with Mr. Raunaq
Kamath, Advocates

versus

BHARAT LOCK HOUSE PVT. LTD. & ORS. Defendants

Through Mr. Ajay Sahni with Mr Rachit
Shrivastav, Advocate.
D-2 and D-3 in person.**CORAM:****HON'BLE MR. JUSTICE MANMOHAN****ORDER**

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26.07.2017

At the outset, Mr. Praveen Anand, learned counsel for the plaintiffs states that he does not wish to press the suit against the defendant no. 4. Accordingly, defendant no. 4 is deleted from the array of parties. Let an amended memo of parties be filed during the course of the day.

It is pertinent to mention that present suit has been filed for permanent injunction restraining passing off, infringement of trademark VOLVO along with damages and delivery up.

Mr. Praveen Anand states that this Court in several matters has granted injunctions in plaintiffs' favour for a diverse range of goods. The list of ex-parte ad interim injunctions granted in plaintiffs' favour are reproduced hereinbelow:-

LIST OF EX-PARTE INTERIM INJUNCTIONS GRANTED IN VOLVO'S FAVOR

S. No.	TITLE	SUIT No.	GOODS
1.	Aktiebolaget Volvo & Ors. V. Malaram Choudhary & Anr.	2177/2008 (High Court of Delhi)	Clothes
2.	Aktiebolaget Volvo vs. Volvo Steel Ltd. -1998 PTC (18)(DB)47	1055/1995 (High Court of Bombay)	Steel ingots
3.	Aktiebolaget Volvo & Ors. vs. Mr. Surendra Kapoor & Ors.	2159/ 2003 (High Court of Delhi)	Wallets, bags, belts and buckles
4.	Aktiebolaget Volvo & Ors. vs. V. N. Prasad/ Ruby Tours and Travels	254/ 2004 (High Court of Delhi)	Buses
5.	Aktiebolaget Volvo & Ors. Vs. Dilip D. Kishnani/ Priyanka Fashions	619/ 2004 (High Court of Delhi)	Garments
6.	Aktiebolaget Volvo & Ors. Vs. Balwinder Singh & Ors	893/ 2004 (High Court of Delhi)	Tractor spare parts
7.	Aktiebolaget Volvo & Ors. Vs. Keshav Jethanand Kashwani	1163/ 2004 (High Court of Delhi)	Medicated confectionery
8.	Aktiebolaget Volvo & Ors. Vs. Volvo Hyderabad	1473/ 2004 (High Court of Delhi)	Leather purse and bags, leather garments, school and college bags, traveling bags, soft suitcases, bags and wallets, all types of cell phone and accessories communications.
9.	Aktiebolaget Volvo & Ors. Vs. Mr. Vinay Mahajan & Ors.	660/ 2005 (High Court of Delhi)	Sanitary products
10.	Aktiebolaget Volvo & Ors. Vs. Mr. A. K. Bhuva & Anr.	808/2005 (High Court of Delhi)	Electric motors and pumps, domestic flour mills, submersible pump sets, self-priming pumps.
11.	Aktiebolaget Volvo & Ors. Vs. Mr. Gurdas Rajani & Ors.	946/ 2005 (High Court of Delhi)	Playing cards
12.	Aktiebolaget Volvo & Ors. Vs. Mr. S. Sura & Ors.	1441/ 2005 (High Court of Delhi)	Buses
13.	Aktiebolaget Volvo & Ors. Vs. Mr. Kishor Purohit & Ors.	1492 / 2005 (High Court of Delhi)	Juicer, Mixer, Grinder & parts thereof.
14.	Aktiebolaget Volvo & Ors. Vs. Usharani J. & Ors.	1601/ 2005 (High Court of Delhi)	Buses
15.	Aktiebolaget Volvo & Ors. Vs. Rajender Kumar Aggarwal & Ors.	1614/ 2005 (High Court of Delhi)	Batteries
16.	Aktiebolaget Volvo & Ors., Vs. Ajit Amritlal Gorakh & Anr.	1658/2005 (High Court of Delhi)	Pens, ball pens, refills, writing instruments, erasers and stationery
17.	Aktiebolaget Volvo & Ors. v. S. Rahul & Ors.	577/2006 (High Court of Delhi)	Air Compressors and Service Station Equipment

18.	Aktiebolaget Volvo & Ors. v. Mr. Rajam & Ors.	675/2007 (High Court of Delhi)	Buses
19.	Aktiebolaget Volvo & Ors. V. Mr. Satish Bahl & Ors.	1217/2007 (High Court of Delhi)	Socks or any other Hosiery goods
20.	Aktiebolaget Volvo & Ors. V. Mr. Hitesh Bhimani & Ors.	2150/2007 (High Court of Delhi)	Motor spare-parts
21.	Aktiebolaget Volvo & Ors. V. Mr. Neeraj & Ors.	245/2008 (High Court of Delhi)	Helmets
22.	Aktiebolaget Volvo & Ors. V. Pramod Maheshwari & Anr.	413 / 2008 (High Court of Delhi)	Gas Lighters or any connected business
23.	Aktiebolaget Volvo & Ors. v. Ravi & Anr.	2380/2008 (High Court of Delhi)	Pressure Cookers
24.	Aktiebolaget Volvo & Ors. vs. Mr. Pratik Shah & Ors.	718/2010 (High Court of Delhi)	Spare parts of the motor vehicles
25.	Aktiebolaget Volvo & Ors. vs. Mr. Raj Kumar & Ors.	1033 /2011 (High Court of Delhi)	Belts, wallets and purses or any other product
26.	Aktiebolaget Volvo & Ors. vs. Dinesh Kumar Barot & Anr.	2700/2011 (High Court of Delhi)	Batteries
27.	Aktiebolaget Volvo & Ors. Vs. Mr. Chetan M. Khatwani & Anr.,	3234/2011 (High Court of Delhi)	Shirts
28.	Aktiebolaget Volvo & Ors. Vs. Mr. Punit Goyal & Ors.	1159/2012 (High Court of Delhi)	Domain name
29.	Aktiebolaget Volvo & Ors. Vs. M/s Vinod Industries	2948/2012 (High Court of Delhi)	Sewing threads
30.	Aktiebolaget Volvo & Ors. v. M/s J.M.D. Electronics & Ors.;	3364/2012 (High Court of Delhi)	Speakers
31.	Aktiebolaget Volvo & Ors. v. Xiocare Life Sciences Pvt. Ltd. & Anr.	962/2013 (High Court of Delhi)	Medicines
32.	Aktiebolaget Volvo & Ors. Vs. Sikko Industries Ltd.	1536/2013 (High Court of Delhi)	Agricultural fungicide
33.	Aktiebolaget Volvo & Ors. Vs. Waseem & Anr.	187/2012 (High Court of Delhi)	Buses
34.	Aktiebolaget Volvo & Ors. Vs. Mr. Mitesh V. Thakar & Ors.	2601/2013 (High Court of Delhi)	Lubricant oil
35.	Aktiebolaget Volvo & Ors. Vs. K.G.J. Rubber Udyog & Ors.	311/2014 (High Court of Delhi)	Automobile tyres
36.	Aktiebolaget Volvo & Ors. Vs. Hari Satya Lubricants & Anr.	1771/2014 (High Court of Delhi)	Lubricant oil products
37.	Aktiebolaget Volvo & Ors. Vs. Ved Gupta & Ors.	4076/2014 (High Court of Delhi)	Footwear

Mr. Ajay Sahni, learned counsel for the defendants states that defendant no. 1 has been struck off from the records under Section 563 of the old Companies Act, 1956.

He further states that the defendant nos. 2 and 3, who are personally present in Court, have no objection if the present suit is decreed in accordance with the paragraph 23(a) and (b) of the plaint.

Keeping in view the aforesaid statement, learned counsel for the plaintiffs gives up the relief for damages, cost and delivery up.

Accordingly, present suit is decreed in accordance with the paragraph 23(a) and (b) of the plaint. Registry is directed to prepare the decree sheet.

MANMOHAN, J

JULY 26, 2017

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